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# ***Illinois Register***

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## **Rules of Governmental Agencies**

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**Editor's Note:** The Cumulative Index and Sections Affected Index will be printed on a quarterly basis. The printing schedule for the quarterly and annual indexes are as follows:

April 14, 1995 - Issue 15: Through	March 31, 1995
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October 15, 1995 - Issue 37: Through	September 30, 1995
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## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Pay Plan
- 2) Code Citation: 80 Ill. Adm. Code 310
- 3) Section Numbers: Proposed Action:
- |                |         |
|----------------|---------|
| 310.230        | Amended |
| 310.290        | Amended |
| 310.530        | Amended |
| 310.540        | Amended |
| 310.Appendix C | Amended |
| 310.Appendix D | Amended |
| 310.Appendix G | Amended |
- 4) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].
- 5) A Complete Description of the Subjects and Issues Involved: In Section 310.230, Part-time Daily or Hourly Special Services Rate, the daily and hourly rates for the Office Aide, Office Assistant, Office Associate and Office Clerk are being upgraded to be parallel with the monthly minimum and maximum salaries of those titles that are already negotiated for July 1, 1995 and July 1, 1996.
- In Section 310.290, Out-of-State or Foreign Service Rate, the salary ranges for the out-of-state title are being revised to maintain the same differential above the appropriate in-state salary for that title.
- In Sections 310.530 and 310.540, the dates are being revised to reflect the new fiscal year.
- In Section 310.Appendixes C and D, the Medical Administrator Rates and the Merit Compensation System Salary Schedule, the salary ranges for those employees subject to the Merit Compensation Section of the Pay Plan are being increased by 3% at the maximum salaries for Fiscal Year 1996. The "Merit Pay Zone Limit" is being adjusted to maintain the same differential above the maximum salary.
- In Section 310.Appendix G, Senior Public Service Administrator Salary Schedule, the salary ranges are being revised by 3% at the maximum salaries for Fiscal Year 1996.
- 6) Will this proposed rule replace an emergency rule currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain any incorporations by reference? No

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

- 9) Are there any proposed amendments pending to this Part? No
- 10) Statement of Statewide Objectives: These amendments to the Pay Plan pertain only to State employees subject to the Personnel Code and do not set out any guidelines that are to be followed by local or other jurisdictional bodies within the State.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:
- Mr. Michael Murphy  
Department of Central Management Services  
Division of Technical Services  
504 Stratton Building  
Springfield, IL 62706  
(217) 782-5601
- 12) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None. The Department of Central Management Services' Pay Plan extends only to Personnel Code employees under the jurisdiction of the Governor.
- 3) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 13) Regulatory Agenda on which this rulemaking was summarized: July 1995

The full text of the proposed amendment(s) begins on the next page.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES

## SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND

## POSITION CLASSIFICATIONS

## CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## PART 310

## PAY PLAN

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## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

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TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
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## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

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APPENDIX G	Public Service Administrator Class Series Salary Schedule

AUTHORITY: Implementing and authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10563, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 3225, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 13675, effective July 31, 1986; emergency amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 19132, effective October 28, 1986; emergency amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; emergency amendment at 11 Ill. Reg.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

3363, effective February 3, 1987; emergency amendment at 11 Ill. Reg. 4388, effective February 27, 1987; emergency amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; emergency amendment at 11 Ill. Reg. 15273, effective September 1, 1987; emergency amendment at 11 Ill. Reg. 17919, effective October 19, 1987; emergency amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; emergency amendment at 12 Ill. Reg. 3811, effective January 27, 1988; emergency amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; emergency amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 8135, effective April 22, 1988; emergency amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; emergency amendment at 12 Ill. Reg. 20584, effective November 28, 1988; emergency amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; emergency amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; emergency amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; emergency amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; emergency amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; emergency amendment at 14 Ill. Reg. 18854, effective November 13, 1990; emergency amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991.



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; peremptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; peremptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; peremptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; peremptory amendment at 18 Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. 17191, effective November 21, 1994; amended at 19 Ill. Reg. 1024, effective January 24, 1995; peremptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; peremptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; peremptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; peremptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. 9096, effective June 27, 1995; amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART B: SCHEDULE OF RATES

## Section 310.230 Part-Time Daily or Hourly Special Services Rate

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

The rate of pay as approved by the Director of Central Management Services for persons employed on a consultative or part-time basis requiring irregular hours of work shall be as listed below, except the total compensation of an employee in any given month shall not exceed the monthly rate of Step 5 of the salary grade for the title as shown in the Schedule of Salary Grades (Appendix B) of this Part if the class title is subject to the Schedule of Salary Grades, or Step 5 of the negotiated salary range for classes of positions shown in Section 310.220, Subpart B, Schedule of Rates, or 75% of the maximum rate of those classes of positions subject to the provisions of the Merit Compensation System, Subpart C of this Pay Plan.

Account Technician II	11.00 to 14.08 (hourly)
	33 to 106 (daily)
	32 to 50
Apiary Inspector	4.25 to 6.00 (per hour)
Building/Grounds Laborer	4.25 to 7.00 (per hour)
Building/Grounds Lead I	5.25 to 8.00 (per hour)
Building/Grounds Lead II	5.00 to 6.00 (per hour)
Building/Grounds Maintenance Worker	32 to 70
Chaplain I	32 to 45
Chemist I	4.50 to 6.50 (hourly)
Conservation/Historic Preservation Worker	
Conservation/Historic Preservation Worker (2nd season -- site interpretation)	4.64 to 6.50 (hourly)
Conservation/Historic Preservation Worker (3rd season -- site interpretation)	
Dentist I	4.78 to 6.50 (hourly)
Dentist II	70 to 150
Educator	100 to 185
Educator Aide	32 to 60
Guard II	32 to 35
Guard III	67 to 84
Hearings and Speech Coordinator	75 to 96
Hearings Referee	15 to 30 (per hour)
Janitor I	75 to 200
Labor Maintenance Lead Worker	4.73 to 5.30 (per hour)
Labor Relations Investigator	5.00 to 6.00 (per hour)
Laborer (Maintenance)	35 to 70
Maintenance Worker	4.25 to 5.70 (per hour)
Occupational Therapist	4.25 to 5.00 (per hour)
Program Coordinator	40 to 160 (daily)
Office Aid	8-12-to-10-19-(hourly) 60-to-76-(daily) 9.12 to 10.40 (hourly) 60 to 78 (daily) 9.12 to 10.71 (hourly)

Eff. FY '96:

Eff. FY '97:



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Office Assistant	60 to 80 (daily)
	<del>9-16-to-11-65-hourly</del>
	<del>60-to-80-daily</del>
	9.16 to 12.00 (hourly)
Office Associate	58 to 90 (daily)
	9.16 to 12.36 (hourly)
	58 to 93 daily
	<del>9-80-to-12-57-hourly</del>
Office Clerk	<del>73-to-95-daily</del>
	9.80 to 13.05 (hourly)
	73 to 98 (daily)
	9.80 to 13.44 (hourly)
Optometrist	73 to 101 (daily)
	<del>8-50-to-10-89-hourly</del>
	<del>64-to-82-daily</del>
	8.58 to 11.15 (hourly)
Physician	64 to 84 (daily)
	8.58 to 11.49 (hourly)
	64 to 86 (daily)
	50 to 160 (daily)
Physician Specialist (A)	15 to 35 (hourly)
	100 to 300
	100 to 325 (daily)
	20 to 60 (hourly)
Physician Specialist (B)	100 to 350 (daily)
	20 to 70 (hourly)
	100 to 360 (daily)
	20 to 75 (hourly)
Physician Specialist (C)	100 to 370 (daily)
	20 to 85 (hourly)
	50 to 125
	35 to 80
Physician Specialist (D)	40 to 125
	40 to 150
	32 to 40
	5.33 (per hour)
Podiatrist	39 to 54
	41 to 56
	(2nd or 3rd shift)
	Registered Nurse I (Cook County)
Psychologist I	43 to 58
	44 to 59
	2nd or 3rd shift
	Registered Nurse II
Psychologist II	43 to 58
	44 to 59
	(2nd or 3rd shift)
	Registered Nurse II (Cook County)
Recreation Worker I	45 to 60
	47 to 62
	2nd or 3rd shift
	Registered Nurse II (Cook County)
Recreation Worker II	43 to 58
	44 to 59
	(2nd or 3rd shift)
	Registered Nurse II (Cook County)
Registered Nurse I	43 to 58
	44 to 59
	(2nd or 3rd shift)
	Registered Nurse II (Cook County)
Registered Nurse II	43 to 58
	44 to 59
	(2nd or 3rd shift)
	Registered Nurse II (Cook County)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Social Worker II	35 to 75
	35 to 80
	4.25 to 8.00 (per hour)
	9.69 to 12.21 (hourly)
Social Worker III	73 to 92 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)
Student Worker	35 to 130 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)
Tax Examiner	35 to 130 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)
Technical Advisor II	35 to 130 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)
Technical Advisor III	35 to 130 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)
Technical Advisor IV	35 to 130 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)
Veterinarian II	35 to 130 (daily)
	32 to 35 (per hour)
	32 to 60 (per hour)
	50 to 80 (per hour)

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 310.290 Out-of-State or Foreign Service Rate

The rate of pay for employees occupying positions which require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director of the Department of Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

## Title

## Range

## Effective

Fiscal Year 1996 199

Foreign Service Economic Development Executive I	3161-56455481
Foreign Service Economic Development Executive II	4048-7397782
Foreign Service Economic Development Representative	2686-48394562
Office Administrator IV (States Other Than California and New Jersey) (CA, NJ)	2111-35453442
Office Assistant (Foreign Service)	2387-40079891
Office Associate (States Other Than California and New Jersey) (CA, NJ)	1719-2252186
Public Service Administrator (States Other Than California and New Jersey)	1839-24473376
	2079-27662686
	2831-60095834

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

(CA, NJ)	3201-67936595
Office Coordinator (States Other Than California and New Jersey)	1909-25534470
(CA, NJ)	2158-28862002
Revenue-Audit-Supervisor (States-Other-Than-California and-New-Jersey) (CA, NJ)	3330-5034
	3774-6595
Revenue Auditor I (States Other Than California and New Jersey)	2601-36093504
(CA, NJ)	2941-40793961
Revenue Auditor II (States Other Than California and New Jersey)	3033-42644440
(CA, NJ)	3428-48204600
Revenue Auditor III (States Other Than California and New Jersey)	3685-47895037
(CA, NJ)	4709-54136430
Revenue Auditor Trainee (States Other Than California and New Jersey)	2168-29432057
(CA, NJ)	2451-33273229
Senior Public Service Administrator (States Other Than California and New Jersey)	3901-89010642
(CA, NJ)	4410-100629770
Tax Examiner (States Other Than California and New Jersey)	1909-25534470
(CA, NJ)	2158-28862002
Tax Examiner Trainee (States Other Than California and New Jersey)	1719-2252106
(CA, NJ)	1944-25452471
Effective Fiscal Year 1997	

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Foreign Service Economic Development Executive I	3161-5645
Foreign Service Economic Development Executive II	4048-7397
Foreign Service Economic Development Representative	2686-4839
Office Administrator IV (States Other Than California and New Jersey) (CA, NJ)	2111-3545
	2387-4007
Office Assistant (Foreign Service)	1719-2320
Office Associate (States Other Than California and New Jersey) (CA, NJ)	1839-2521
	2079-2850
Public Service Administrator (States Other Than California and New Jersey) (CA, NJ)	2916-6009
	3297-6793
Office Coordinator (States Other Than California and New Jersey) (CA, NJ)	1909-2630
	2158-2373
Revenue Auditor I (States Other Than California and New Jersey) (CA, NJ)	2601-3717
	2941-4202
Revenue Auditor II (States Other Than California and New Jersey) (CA, NJ)	3033-4392
	3428-4965
Revenue Auditor III (States Other Than California and New Jersey) (CA, NJ)	3685-4932
	3709-5576
Revenue Auditor Trainee (States Other Than California and New Jersey) (CA, NJ)	2168-3031
	2451-3427
Senior Public Service Administrator (States Other Than California and New Jersey) (CA, NJ)	4018-8901
	4542-10062
Tax Examiner (States Other Than California and New Jersey) (CA, NJ)	1909-2630
	2158-2973



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## Tax Examiner Trainee

(States Other Than California and New Jersey)

(CA, NJ)

1719-2320  
1944-2622

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART C: MERIT COMPENSATION SYSTEM

## Section 310.530 Implementation

- a) The salary schedule for the Merit Compensation System for Fiscal Year 1996 1995 is as set forth in Appendix D of the Pay Plan.
- b) The Merit Increase Guidechart for Fiscal Year 1996 1995 is as set forth in Section 310.540 of the Pay Plan.
- c) Any employee with a performance review date of July 1 or August 1 or August 15--or--September--1 will have his or her salary increase determined by the use of the Merit Compensation Guidechart for Fiscal Year 1995. The increase will be dated August 16, 1995. September--16, 1994, and a lump sum will be provided as if this resultant salary were effective on the original performance review date. The creditable service date will be adjusted to return to the regular anniversary month.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 310.540 Annual Merit Increase Guidechart for Fiscal Year 1996 1995

Category	Definition	Increase
Category 1	Superior	\$125 + 2% to 4%
Category 2	Exceeds Expectations	\$125 + 0% to 2%
Category 3	Meets Expectations	\$125
Category 4	Needs Improvement	0%
Category 5	Unacceptable	0%
(Source: Amended at 19 Ill. Reg. _____, effective _____)		

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## Section 310. APPENDIX C Medical Administrator Rates for Fiscal Year 1996 1995

Title	Minimum Salary	Midpoint Salary	Maximum Salary
Medical Administrator I, Option C	6,646	9,084	9,522
Medical Administrator I, Option D	7,421	9,901	10,381
Medical Administrator II, Option C	7,181	9,647	10,113
Medical Administrator II, Option D	8,247	9,777	11,307
Medical Administrator III	8,539	10,215	11,891
Medical Administrator IV	8,678	10,354	12,030
Medical Administrator V	8,817	10,496	12,175
Medical-Administrator-17	6,646	7,945	9,244
Option-E	7,752	9,534	11,079
Medical-Administrator-17	7,421	8,750	10,079
Option-B	8,975	10,570	12,079
Medical-Administrator-17	7,752	8,499	9,787
Option-E	8,678	10,179	11,780
Medical-Administrator-17	8,247	9,612	10,977
Option-B	9,084	11,573	13,724
Medical-Administrator-17	8,539	10,042	11,545
Option-E	10,274	12,075	13,875
Medical-Administrator-17	8,678	10,179	11,680
Option-E	10,473	12,274	14,075
Medical-Administrator-V	8,817	10,319	11,819
Option-E	10,570	12,370	14,170

The rates of pay for physicians occupying or appointed to a position in the Medical Administrator classes shall be as listed in the above schedule. All provisions of Subpart C of the Pay Plan, Merit Compensation System will apply to the Medical Administrator positions.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Section 310.APPENDIX D Merit Compensation System Salary Schedule for Fiscal  
Year 1996-1995

Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit Pay Zone Limit
MC 01	1,760	2,271	2,782	2,921
MC 02	1,836	2,386	2,936	3,083
MC 03	1,924	2,524	3,124	3,280
MC 04	2,012	2,642	3,272	3,436
MC 05	2,112	2,794	3,476	3,650
MC 06	2,218	2,936	3,654	3,837
MC 07	2,336	3,114	3,892	4,087
MC 08	2,462	3,303	4,144	4,351
MC 09	2,602	3,486	4,370	4,589
MC 10	2,749	3,712	4,675	4,909
MC 11	2,903	3,940	4,977	5,226
MC 12	3,083	4,204	5,325	5,591
MC 13	3,291	4,493	5,695	5,980
MC 14	3,520	4,823	6,126	6,432
MC 15	3,779	5,172	6,565	6,893
MC 16	4,045	5,586	7,067	7,420
MC 17	4,365	5,997	7,629	8,010
MC 18	4,705	6,264	7,823	8,214
MC 19	5,082	6,543	8,004	8,404
ME-1	1,760	2,230	2,700	2,835
	2,120	2,676	3,240	3,402
ME-2	1,836	2,343	2,850	2,993
	2,202	2,716	3,280	3,428
ME-3	1,924	2,478	3,032	3,184
	2,300	2,773	3,238	3,380
ME-4	2,012	2,594	3,176	3,335
	2,414	2,718	3,212	3,380
ME-5	2,112	2,743	3,254	3,403
	2,534	2,791	3,348	3,475
ME-6	2,218	2,803	3,348	3,475
	2,616	2,856	3,376	3,475
ME-7	2,336	2,957	3,470	3,567
	2,802	3,064	3,536	3,604
ME-8	2,462	3,242	4,022	4,223
	2,954	3,094	4,026	4,223
ME-9	2,602	3,422	4,242	4,454
	3,124	3,404	4,094	4,366
ME-10	2,749	3,644	4,539	4,766
	3,290	3,738	4,460	4,712
ME-11	2,903	3,867	4,831	5,073
	3,456	4,004	4,792	5,076
ME-12	3,083	4,136	5,169	5,427



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

ME-13	367996	497512	627020	657124
	37291	47410	57529	57805
	397492	527920	667340	697660
ME-14	37520	47734	57940	67245
	427240	567000	717376	747940
ME-15	37779	57076	67379	67692
	457340	607012	767476	807304
ME-16	47045	57453	67061	77204
	487540	657436	827332	967440
ME-17	47365	57006	77407	77777
	527300	707032	807004	937324
ME-18	47705	67450	77595	77975
	567460	737000	877140	957700
ME-19	57002	67426	77770	87159
	607304	77712	937240	977900
(Source: Amended at 19 Ill. Reg. _____, effective _____)				

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Section 310. APPENDIX G	Public Service Administrator	Class	Series	Salary
Schedule				
	Title	Minimum Salary	Maximum Salary	
	Public Service Administrator	2,162	5,225	
	Senior Public Service Administrator, Level I	3,392	5,319	
	Senior Public Service Administrator, Level II	4,167	7,740	
	Public-Service-Administrator	29,544	60,076	
	Senior-Public-Service-Administrator	40,706	60,959	
	Senior-Public-Service-Administrator, Level-I	50,000	90,717	
	Senior-Public-Service-Administrator, Level-II			

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Rental of Boats and Boating Facilities
- 2) Code Citation: 17 Ill. Adm. Code 210
- 3) Section Numbers:
- |        |            |
|--------|------------|
| 210.10 | Amendments |
| 210.30 | Amendments |
| 210.35 | Amendments |
| 210.40 | Amendments |
- 4) Statutory Authority: Implementing and authorized by Sections 63a14, 63a15, 63a21, and 63a22 of the Civil Administrative Code of Illinois [20 ILCS 805/63a14, 63a15, 63a21 and 63a22].
- 5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to authorize the site manager to rent State-owned boats and charge the same fee as the concessionaire when the concessionaire is absent and to change docking fees for all sites except North Point Marina.
- 6) Will this rulemaking replace any emergency rulemaking currently in effect?  
No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? No

9) Are there any other proposed rulemakings pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rule may be submitted in writing for a period of 45 days following publication of this notice to:

Jack Price  
Department of Natural Resources  
524 S. Second Street, Room 430  
Springfield, IL 62701-1787  
217/782-1809

12) Initial Regulatory Flexibility Analysis: This rule does not affect small businesses.

13) Regulatory Agenda on which this rulemaking was summarized: July 1995

The full text of the Proposed Amendments begins on the next page:

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER a: LANDS AND HISTORIC SITES

## PART 210

## RENTAL OF BOATS AND BOATING FACILITIES

Section	
210.10	Safety Requirements
210.20	Rental Procedures
210.30	Boat Rental Fees
210.35	Docking Fees
210.40	Additional Information

AUTHORITY: Implementing and authorized by Sections 63a14, 63a15, 63a21, and 63a22 of the Civil Administrative Code of Illinois [20 ILCS 805/63a14, 63a15, 63a21 and 63a22].

SOURCE: Adopted at 9 Ill. Reg. 2912, effective February 26, 1985; amended at 9 Ill. Reg. 10248, effective June 26, 1985; amended at 14 Ill. Reg. 2013, effective January 23, 1990; amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 210.10 Safety Requirements

All boats rented by the Department of Natural Resources (DNR) ~~conservation~~ ~~trust~~ or concessionaire will comply with the Boat Registration and Safety Act [625 ILCS 45] ~~title--Rev--Stat--1989--ch--95--1-27--para--311-1-et-seq-7~~ and U.S. Coast Guard approved personal flotation devices are to be used as required by the Boat Registration and Safety Act.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 210.30 Boat Rental Fees

The fee for rental of boats by concessionaires shall be established through the periodic concession bidding process. During the periods when the concession is not in operation, the site manager may rent State owned boats and charge the same fee as has been approved for the concessionaire. The concessions are awarded by the DNR ~~BOE~~ Property Manager in accordance with 17 Ill. Adm. Code 150. Boat rental fees at sites not managed through concessionaires shall be \$10.00 per day. Reasonable security deposits, not to exceed the replacement value of equipment, may be required on rental equipment, if approved by the DNR ~~BOE~~ Property Manager due to security risks inherent to the type of equipment or the site.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

**Section 210.35 Docking Fees**

A docking fee on all State owned docks not operated under a concession agreement shall be \$50.00 \$25-00 per season for all privately owned boats, except pontoon boats, for which the seasonal fee shall be \$100.00 \$50-00, except this Section does not apply to North Point Marina (see 17 Ill. Adm. Code 220). Docking fees on all docks operated under a concession agreement shall be established through the periodic concession bidding process. The DNR Department of Conservation shall designate a specific mooring location for each boat leasing such docking space.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 210.40 Additional Information**

Further information on rental of boats may be obtained by contacting the Concessions Section, Division of Administrative Support, 524 S. Second Street, Property--Management,--405--B,--Washington--Street Springfield, IL 62701-1787 62706.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## STATE BOARD OF ELECTIONS

## NOTICE OF PROPOSED RULES

1) Heading of the Part: Registration of Voters for Federal Elections Only

2) Code Citation: 26 Ill. Adm. Code 215

3) Sections Numbers:

215.10	New Section	<u>Proposed Action:</u>
215.20	New Section	
215.30	New Section	
215.40	New Section	
215.50	New Section	
215.60	New Section	
215.70	New Section	
215.80	New Section	
215.90	New Section	
215.100	New Section	
215.Exhibit A	New Section	
215.Exhibit B	New Section	
215.Exhibit C	New Section	
215.Exhibit D	New Section	
215.Exhibit E	New Section	
215.Exhibit F	New Section	
215.Exhibit G	New Section	
215.Exhibit H	New Section	
215.Exhibit I	New Section	
215.Exhibit J	New Section	

4) Statutory Authority: Implementing the National Voter Registration Act of 1993 (42 U.S.C. 1973gg et seq.) and authorized by Article I, Section 4 of the United States Constitution and by Sections 1A-8(4), (9) and (12) of the Illinois Election Code [10 ILCS 5/1A-8(4), (9) and (12)].

5) A Complete Description of the Subjects and Issues Involved: The emergency rules, comprising an entirely new Part to Title 26 of the Illinois Administrative Code, provide (1) a set of procedures for registering voters to vote in elections for federal offices only; (2) a set of standards for removing voters from eligibility to vote for federal offices; (3) a set of procedures for voting for federal office only by persons whose addresses have changed and for updating registration information of such persons; (4) forms to facilitate both the registration of voters to vote in elections for federal offices only and for the maintenance of eligibility lists of such voters; and (5) requirements and procedures for recordkeeping under NVRA. The voter registration procedures set out in the new Part are in addition to means provided in the Election Code [10 ILCS 5] for registering the vote in all elections, including those for federal office, and do not affect the voter registration of persons already registered to vote in Illinois, except to redefine the circumstances under which a voter loses his or her

## STATE BOARD OF ELECTIONS

## NOTICE OF PROPOSED RULES

eligibility to vote in federal elections.

- 6) Will this proposed rule replace an emergency rule currently in effect?  
Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed rule contain incorporations by reference?
- 9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: The rules proposed for adoption here may affect local governments falling within the definition of Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)] by increasing administrative costs to election authorities, including county clerks and boards of election commissioners. Such costs incidental to the conduct of elections for federal office may, in the decision of the Court of Appeals for the 7th Circuit in *ACORN v. Edgar, et al.* (95-1800, June 5, 1995), be imposed upon states by the Congress under Article 1, Section 4 of the United States Constitution. The rules proposed for adoption here pass some, but not all, of those costs on to election authorities as necessarily incident to the tasks only election authorities may and do by law perform. Because the requirements of NVRA must be met, modification of existing voter registration practices is unavoidable. In promulgating these proposed rules the State Board of Elections has acted to insure Illinois' constitutional requirement of uniformity in the election laws of Illinois, without which rules that uniformity could not be guaranteed. In drafting the proposed rules the State Board of Elections has attempted to minimize the costs of recordkeeping, printing, and postage that can be expected to constitute the bulk of any additional costs the proposed rules impose.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

State Board of Elections  
A. L. Zimmer, General Counsel  
James R. Thompson Center  
100 West Randolph Street  
Suite 14-100  
Chicago, IL 60601  
(312) 814-6477

- 12) Initial Regulatory Flexibility Analysis: These rules will not affect small businesses.

- 13) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the 2 most recent agendas because: These rules

## STATE BOARD OF ELECTIONS

## NOTICE OF PROPOSED RULES

are proposed to comply with the order of United States District Court for the Northern District of Illinois entered March 28, 1995 in *ACORN, et al. v. Edgar, et al.*, and related cases, requiring Illinois to implement the voter registration requirements for federal elections set forth in the National Voter Registration Act of 1993 (42 U.S.C. 1973gg, et seq.).

The full text of the Proposed Rules is identical to the text of the Emergency rules which appear in this issue of the Register on page **11974**



## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: Joint Rules of the Illinois Environmental Protection Agency, the Illinois Department of Public Health, and the Illinois Department of Nuclear Safety: Certification and Operation of Environmental Laboratories

2) Code Citation: 35 Ill. Adm. Code 183

3) <u>Section Numbers:</u>	<u>Proposed Action:</u>
183.115	Amendment
183.125	Amendment
183.130	Amendment
183.132	Amendment
183.133	Amendment
183.134	Amendment
183.140	Amendment
183.235	Amendment
183.440	Amendment
183.Appendix A	Amendment
183.Appendix B	Amendment

4) Statutory Authority: Implementing and authorized by Section 1401(1)(d) of the Safe Drinking Water Act (42 U.S.C. 300f(1)(D)), Subpart C of the National Interim Primary Drinking Water Regulations (40 C.F.R. 141.21 through 141.30 (1991)), the Illinois Environmental Protection Act (415 ILCS 51, and the Civil Administrative Code of Illinois (20 ILCS 51, and authorized by Sections 4(o) and (p) of the Illinois Environmental Protection Act (415 ILCS 5/4(o) and (p)) and Sections 55.10 through 55.12 and Section 71 of the Civil Administrative Code of Illinois (20 ILCS 2310/55.10 through 55.12 and 20 ILCS 2005/71)).

5) A Complete Description of the Subjects and Issues Involved: The amendments to the Joint Rules establish new analytical methods and update versions of previously adopted analytical methods for the testing of inorganic and organic contaminants in drinking water that are regulated pursuant to the federal Safe Drinking Water Act ("SDWA") (42 U.S.C. 300f (1991)) and the Illinois Environmental Protection Act (415 ILCS 51). The proposed amendments to the Joint Rules reflect the changes to analytical methods for drinking water that were adopted by the U.S. Environmental Protection Agency and published in 59 Fed. Reg. 62456 (December 5, 1994).

The Illinois Environmental Protection Agency ("IEPA") will serve as lead agency in this rulemaking. The Illinois Department of Nuclear Safety ("IDNS") and the Illinois Department of Public Health ("IDPH") are the usual participants in amendments to the Joint Rules. However, the IDPH will not be participating in this rulemaking because the IDPH must obtain the approval of the State Board of Health before their amendments may be submitted for rulemaking and this would prevent IDPH's participation in the rulemaking until after September 1995. The IEPA and the IDNS have chosen

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED AMENDMENT

to proceed with their proposed amendments to the Joint Rules to be current with the SDWA drinking water laboratory certification regulations. Furthermore, the IEPA would wish that the amended rules be adopted by the time the laboratory fee certification program becomes effective. The IEPA anticipates that the Governor will sign House Bill 729 in the near future which authorizes the IEPA to administer the laboratory fee certification program with these amendments to the Joint Rules beginning in January 1995.

6) Will this rulemaking replace any emergency rulemaking currently in effect?  
No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? Yes

9) Are there any other proposed rulemakings pending on this part? No

10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a mandate under Section 3 of the State Mandates Act (30 ILCS 305/3).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Karl Reed, Manager  
Quality Assurance Section  
Division of Laboratories  
Illinois Environmental Protection Agency  
2200 Churchill Road, P.O. Box 19276  
Springfield, IL 62794-9276  
(217)782-6455

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: The small environmental laboratory will be affected by the new analytical method requirements that will be part of this voluntary certification program.

3) Reporting, bookkeeping or other procedures required for compliance: The small environmental laboratory will have to do the reporting, bookkeeping, and other procedures to maintain its certification.

C) Types of professional skills necessary for compliance: The environmental laboratory certification rules require professional laboratory skills for maintenance of the certification.

13) Regulatory Agenda on which this rulemaking was summarized: January 1995

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED AMENDMENT

and July 1995

The full text of the Proposed Amendment begins on the next page:

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF PROPOSED AMENDMENT

## TITLE 35: ENVIRONMENTAL PROTECTION

## SUBTITLE A: GENERAL PROVISIONS

## CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

## PART 183

JOINT RULES OF THE ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY, THE ILLINOISDEPARTMENT OF PUBLIC HEALTH AND THE ILLINOIS DEPARTMENT OF NUCLEAR SAFETY:  
CERTIFICATION AND OPERATION OF  
ENVIRONMENTAL LABORATORIES

## SUBPART A: GENERAL PROVISIONS

Section	
183.105	Authority
183.110	Scope and Applicability
183.115	Definitions
183.120	Division of Authority
183.125	Certification Procedure
183.130	Conditions Governing the Use of Certificates
183.131	Provisional Certification
183.132	Preliminary Certification
183.133	Changes in Ownership or Operations
183.134	Revocation of Certification
183.135	Subcontracting by Certified Laboratories
183.140	Performance Evaluation Samples/ <del>Quality Assurance-Samples</del>
183.145	Authority of Certification Officers
183.150	Hearing, Decision and Appeal
183.155	Liability
183.160	Reciprocity Agreements
183.165	Reporting (Repealed)
183.170	Public Inspection of Records (Repealed)

SUBPART B: CHEMICAL ANALYSES OF PUBLIC  
WATER SUPPLY SAMPLES

Section	
183.205	Scope and Applicability
183.210	Personnel Requirements
183.215	Laboratory Facilities
183.220	Laboratory Equipment
183.225	General Laboratory Practices
183.230	Methodology and Required Equipment
183.231	Alternate Analytical Techniques
183.235	Sample Collection, Handling and Preservation
183.240	Quality Control
183.245	Record Maintenance
183.250	Free Chlorine Residual and Turbidity



ENVIRONMENTAL PROTECTION AGENCY  
NOTICE OF PROPOSED AMENDMENT

Section 71 of the Civil Administrative Code of Illinois [20 ILCS 2310/55.10 through 55.12 and 20 ILCS 2005/71(D)].

SOURCE: Adopted at 3 Ill. Reg. 34, p. 103, effective August 19, 1979; codified at 6 Ill. Reg. 14657; amended at 7 Ill. Reg. 13523, effective September 28, 1983; amended at 14 Ill. Reg. 8592, effective May 16, 1990; amended at 17 Ill. Reg. 12319, effective July 14, 1993; amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART A: GENERAL PROVISIONS

Section 183.115 Definitions

For purposes of this Part unless otherwise specifically defined or the context clearly requires a different meaning:

"Act" means Section 4(o) and (p) of the Environmental Protection Act ~~411--Rev--Stat--1991--ch--111-1/27-par--1884(e)-and-(p))~~ [415 ILCS 5/4(o) and (p)].

"Agency" means the Illinois Environmental Protection Agency, the Illinois Department of Public Health, or the Illinois Department of Nuclear Safety, whichever is applicable based on the division of authority specified in Section 183.120.

"Analyst" means any person who performs analyses for certain or all parameters on samples submitted to the environmental laboratory and who meets the qualifications set forth in the applicable Subpart of this Part.

"Certification" means a status of approval granted to an environmental laboratory that meets the criteria established by this Part or in accordance with a reciprocity agreement entered into pursuant to Section 183.160. Certification is not a guarantee of the validity of the data generated.

"Certification Officer" means any person who is designated by the Agency to inspect and evaluate environmental laboratories for compliance in meeting the criteria set forth in this Part. Certification officers shall meet the educational and experience qualifications for laboratory directors as set forth in Subparts B and D or laboratory supervisors as set forth in Subpart C.

"Consultant" means a person who is retained by a written agreement to provide professional consultation services.

~~"Cross-Check-Sample" means an unknown sample distributed by the Environmental Protection Agency to Environmental Monitoring System~~

ENVIRONMENTAL PROTECTION AGENCY  
NOTICE OF PROPOSED AMENDMENT

183.255 Action Response to Laboratory Results

SUBPART C: MICROBIOLOGICAL ANALYSES OF  
PUBLIC WATER SUPPLY SAMPLES

- Section
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- APPENDIX A Methodology and Required Equipment for Inorganic Chemical Analyses of Public Water Supply Samples
- APPENDIX B Methodology and Required Equipment for Regulated Organic Chemical Analyses of Public Water Supply Samples

AUTHORITY: Implementing Section 1401(1)(d) of the Safe Drinking Water Act (42 U.S.C. 300f(1)(D)), Subpart C of the National Primary Drinking Water Regulations (40 CFR 141.21 through 141.30 (1991)), the Illinois Environmental Protection Act [415 ILCS 5] and the Civil Administrative Code of Illinois [20 ILCS 5] and authorized by Sections 4(o) and (p) of the Illinois Environmental Protection Act [415 ILCS 5/4(o) and (p)] and Sections 55.10 through 55.12 and

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furnishing water for drinking or general domestic use and which serve at least 15 service connections or which regularly serve at least 25 persons at least 60 days per year.

~~"Quality Assurance--Sample"--means--either--a--performance--evaluation sample--a--cross--check--sample--or--both--as--provided--in--the--applicable Section--of--this--Part--~~

"Senior Analyst" means a person who performs analyses on samples submitted to the environmental laboratory and who meets the qualifications set forth in the applicable Section of this Part.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 183.125 Certification Procedure

- a) An environmental laboratory that meets or exceeds the minimum criteria for certification may receive certification from the Agency for any inorganic or organic, microbiological, or radiological parameter for which a methodology has been specified in this Part or for which an alternative methodology has been approved in accordance with the provisions of this Part.
- b) The operational aspects of an environmental laboratory that will be evaluated in considering a request for certification are:
  - 1) laboratory facilities,
  - 2) personnel,
  - 3) methodology and instrumentation,
  - 4) data handling, and
  - 5) quality assurance program.
- c) In seeking certification, the petitioning environmental laboratory shall:
  - 1) Submit a formal request for certification to the Agency;
  - 2) File with the Agency on the applicable administrative questionnaires furnished by the Agency, if available, or otherwise in a form approved by the Agency providing complete information on the five categories listed in subsection (b) above;
  - 3) Analyze all performance evaluation samples ~~quality--assurance~~ samples required in accordance with the applicable Sections of this Part and report the results of such analyses to the Agency; and
  - 4) Permit and cooperate in an on-site visit by Agency authorized certification officers. Certification officers shall provide the environmental laboratory with official identification and credentials. The initial visit will be arranged at the mutual convenience of both parties. The Agency reserves the right to make subsequent visits without prior notice during regular

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~~Laboratory--(has--Vegas)--to--determine--the--accuracy--of--the--radiochemical analysis--for--which--the--laboratory--is--or--wants--to--be--certified--~~

"Deficiency" means a failure of an environmental laboratory to meet any applicable requirement of this Part.

"Environmental Laboratory" means any facility that performs analyses on environmental samples in order to determine the quality of food, milk, public water supplies, surface water, ground water, recreational waters, wastewater, air, or land.

"Laboratory Director" means the person who is responsible for the operation of an environmental laboratory and who meets the qualifications set forth in the applicable Subpart of this Part.

"Laboratory Pure Water" means water meeting the standards set forth in Section 183.345.

"Laboratory Supervisor" means a person who supervises the performance of the analytical procedures within an environmental laboratory and who meets the qualifications set forth in the applicable Subpart of this Part.

"Major remodeling" means any remodeling of the laboratory facility which requires the acquisition of a local building permit.

"Parameter" means a chemical element, chemical compound, radioisotope or microbiological organism.

"Performance Evaluation Sample" (PES) means a sample used to determine accuracy, prepared either by the certifying agency or an authority recognized by the certifying agency, in which the true value and acceptance limits are unknown to the laboratory at the time of analysis.

"Provisional Certification" means a certification status granted to an environmental laboratory in order to allow time for the correction of a deficiency. Failure to correct a deficiency during the provisional certification period allows the Agency to revoke certification as specified in Section 183.134. While on provisional certification, an environmental laboratory remains approved for the analyses covered by its certification.

"Public Water Supply" means all mains, pipes and structures through which water is obtained and distributed to the public, including wells and well structures, intakes and cribs, pumping stations, treatment plants, reservoirs, storage tanks and appurtenances, collectively or severally, actually used or intended for use for the purpose of



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working hours.

- d) An environmental laboratory seeking certification from more than one Agency shall file a request for certification with each such Agency.
- e) Approval or denial of certification may be made only after the procedure described in subsection (c) above has been completed. Denial of certification shall be in the form of a narrative, giving information as to how deficiencies may be corrected, along with a completed survey form on which all deficiencies are clearly identified.
- f) Environmental laboratories in jurisdictions not having reciprocal agreements with an Agency under Section 183.160 may receive certification from the Agency under this Part and shall pay all of the expenses to be incurred by the Agency, including travel expenses, prior to evaluation.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 183.130 Conditions Governing the Use of Certificates**

- a) Certification of environmental laboratories under Subpart C shall be effective for a two year period and certification of environmental laboratories under Subparts B and D shall be effective for a three-year period from the date of issue, unless modified or revoked by the Agency. Application for timely renewal of certification shall be made to the Agency no later than 90 days prior to the applicable expiration date. Approval of a renewal application shall be contingent upon the environmental laboratory meeting all of the factors considered in granting the original certification, including acceptable results on performance evaluation samples/~~quality-assurance~~ **samples** required under this Part. When a certified environmental laboratory has made timely and sufficient application for renewal of certification or certification for additional parameters, the existing certification shall, unless otherwise modified or revoked in accordance with this Part, continue in full force and effect until the final decision of the Agency on the application has been made.
- b) Certification shall be limited to those parameters for which an environmental laboratory has been approved and which are listed on the certificate of approval.

- c) The certificate of approval shall be posted or displayed in a prominent place in the laboratory facility.
- d) Information related to the certification of an environmental laboratory shall be accurately represented if used in any advertising and shall prominently include the statement that "Certification by the State of Illinois is not an endorsement or a guarantee of the validity of the data generated." Such information shall also specify the parameters for which the environmental laboratory has been certified. The advertising shall not include any representation that the

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environmental laboratory is certified to perform a type of analysis for which it lacks proper certification.

e) An environmental laboratory may surrender its certification voluntarily by notifying the Agency in writing and returning the certificate.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 183.132 Preliminary Certification**

The Agency may grant written preliminary certification to an environmental laboratory that has demonstrated compliance with the applicable provisions of this Part after completion of the procedures specified in Section 183.125(c)(1) through (c)(3). Preliminary certification would be available in instances where it would be impractical for the Agency to schedule an on-site visit within six months from the date of a laboratory's submission of satisfactory analysis results for performance evaluation samples/~~quality-assurance~~ **samples**. Unless modified or revoked in accordance with this Part, preliminary certification shall remain in effect until certification has been approved or denied in accordance with Section 183.125.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 183.133 Changes in Ownership or Operations**

- a) Certification shall not be transferable. In the event of a change of ownership, director, supervisor, or analysts, or relocation or major remodeling of the physical plant of an environmental laboratory, the Agency shall be notified in writing within 15 days and shall be provided with the resume of any new owners, directors, supervisors, and analysts and a description of any relocation or remodeling of the physical plant.
- b) After receiving notification of any of the changes listed in subsection (a) above, unless otherwise specified in this Part for a specific parameter, the Agency may, as applicable, review the resume of any new owner, director, supervisor, or analyst, require the analysis of performance evaluation samples/~~quality-assurance~~ **samples** by any new analyst, or make an on-site visit. However, the Agency may waive any of these actions if it finds such actions to be unwarranted in a specific case. Examples of when such waivers would be appropriate include the following circumstances:

- 1) Waiver of submittal of a summary of education and experience when personnel transferring from one certified laboratory to another are responsible for dealing with the same analytical methods and equivalent equipment; and
- 2) Waiver of an on-site visit if the pertinent test procedures

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involve simple techniques and equipment.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 183.134 Revocation of Certification**

a) The Agency may revoke all or any part of an environmental laboratory's certification. Any of the following shall be cause for partial or total revocation of certification:

- 1) Expiration of a period of provisional certification, provided the laboratory has not corrected the deficiencies after being placed on provisional certification in accordance with the provisions of Section 183.131;
- 2) Unsatisfactory analyses of performance evaluation samples/~~quality assurance-samples~~ as specified in Section 183.140;
- 3) Failure to notify the Agency within 15 days after any of the changes listed in Section 183.133 have occurred;
- 4) Failure to comply with the requirements regarding advertising as specified in Section 183.130(d);
- 5) Failure to use the analytical methodology specified in this Part or approved in accordance with this Part;
- 6) Failure to provide notice in accordance with Section 183.131(b) of its status as a provisionally certified environmental laboratory; or
- 7) Falsification of results of testing of performance evaluation samples/~~quality assurance-samples~~ or any other information material to the certification.

b) The following factors shall be taken into account by the Agency in determining what action should be taken against a certified environmental laboratory for failing to comply with the requirements of this Section:

- 1) The length of time during which the failure has existed;
- 2) The laboratory's prior record of failures and response in correcting failures noted by the Agency;
- 3) Whether the laboratory knowingly caused or allowed the failure; and
- 4) The potential effect of the failure on the quality of analytical data generated by the laboratory.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 183.140 Performance Evaluation Samples /~~Quality Assurance-Samples~~**

An environmental laboratory is required to participate in performance evaluation sample/~~quality assurance-sample~~ analyses for each analytical parameter or method for which it seeks or wishes to maintain certification in

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accordance with the certification procedures of Section 183.125(c), the certification renewal procedures of Section 183.130(a), and the quality assurance requirements contained in the applicable Subpart of this Part. Unless otherwise specified in the applicable Subpart of this Part, within 60 days after receipt of a performance evaluation sample/~~quality assurance-sample~~, the environmental laboratory shall analyze such sample and report the test results to the Agency. There shall be no fee charged to the Agency for such analyses. Failure to provide results proving satisfactory precision and accuracy in two successive samples shall be cause for revocation of certification for the parameter or method not within satisfactory limits.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**SUBPART B: CHEMICAL ANALYSES OF PUBLIC WATER SUPPLY SAMPLES****Section 183.235 Sample Collection, Handling and Preservation**

a) The manner in which samples are collected and handled is critical for obtaining valid data. A written sampling protocol with specific sampling instructions should be available to sample collectors and for inspection by the certification officer. When the laboratory has responsibility for sample collection, handling, and preservation, there must be strict adherence to correct sampling procedures, complete identification of the sample, and prompt transfer of the sample to the laboratory. Any sample not meeting the following criteria must not be analyzed.

- 1) Samples must be collected in accordance with the approved methodology and the guidance requirements in the IDPA Bureau of Water, Division of Public Water Supplies Handbook, 4/89, exclusive of any subsequent amendments or editions.
- 2) Analytical report forms must contain the location, date and time of collection, collector's name, and any special remarks concerning the sample.
- b) The following standards for container types, preservatives, and holding time shall be met for each individual parameter/~~parameter~~:

Parameter/ <del>parameter</del> (a)	Preservative/ <del>preservative</del> (b)	Container/ <del>container</del> (c)	Maximum Holding Time/ <del>time</del> (d)
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Alkalinity	Refrigerate at 4° C as soon as possible after collection	P or G	14 days
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Aluminum	Conc HNO <sub>3</sub> (3) to pH less than 2(b)	P or G	6 months
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<u>Parameter(f)(a)</u>	<u>Preservative(f)(b)</u>	<u>Container(f)(c)</u>	<u>Maximum Holding Time(f)(d)</u>
Antimony	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Arsenic	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(f)(b)	P or G	6 months
Asbestos	Cool 4° C(h)	P or G	
Barium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Beryllium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Cadmium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Calcium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Chloride	None	P or G	28 days
Chromium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Color	Cool 4° C	P or G	48 hours
Conductivity	Cool 4° C	P or G	28 days
Copper	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Cyanide	Add NaOH to pH greater than 12; ascorbic acid in the presence of residual chloride; refrigerate and keep in dark	P or G	14 days
Fluoride	None	P or G	28 days
Foaming Agents	Cool 4° C		48 hours

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<u>Parameter(f)(a)</u>	<u>Preservative(f)(b)</u>	<u>Container(f)(c)</u>	<u>Maximum Holding Time(f)(d)</u>
Hydrogen ion (pH)	None	P or G	Analyze 2-hours immediately (i)
Iron	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Lead	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Manganese	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Mercury	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	28 days
Nickel	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Nitrate Chlorinated	Cool 4° C	P or G	28 days
Non-Chlorinated	Conc H <sub>2</sub> SO <sub>4</sub> [4](f)(4) to pH less than 2(f)(g)	P or G	14 days (f)
Nitrite	Cool 4° C	P or G	48 hours
Odor	Cool 4° C	G	24 hours
Orthophosphate	Filter immediately, Cool 4° C	P or G	48 hours
Selenium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Silver	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Silica	Cool 4° C	P	28 days
Sodium	Conc HNO <sub>3</sub> [3](f)(3) to pH less than 2(b)	P or G	6 months
Sulfate	Cool 4° C	P or G	28 days

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Parameter <del>(a)</del> (a)	Preservative <del>(b)</del> (b)	Container <del>(c)</del> (c)	Maximum Holding Time <del>(d)</del> (d)
Temperature	None	P or G	Analyze immediately (i)
Thallium	Conc HNO <sub>3</sub> [3] <del>(3)</del> (3) to pH less than 2(b)	P or G	6 months
Total Dissolved Filterable Residue Solids (TDS)	Cool 4°C	P or G	7 days
Zinc	Conc HNO <sub>3</sub> [3] <del>(3)</del> (3) to pH less than 2(b)	P or G	6 months

Synthetic Organic Chemicals (e)~~(f)~~(f) (e)~~(f)~~(f)

Trihalomethanes 0.008% sodium thiosulfate or ascorbic acid; Refrigerate at 4° C as soon as possible after collection

Volatile Organic Compounds 1:1 HCl to pH less than 2, Cool 4° C G with ~~fo~~tt or Teflon-lined cap 14 days

## AGENCY NOTES:

a. If a laboratory has no control over these factors the laboratory director must reject any samples not meeting these criteria and so notify the authority requesting the analyses.

b. If HNO<sub>3</sub>[3] The ~~following~~ procedure ~~shall be utilized~~ if the concentrated acid specified for preservation cannot be used because of shipping restrictions, immediately ship the sample to the laboratory at ambient temperature. Upon receipt, the sample must be acidified with conc. HNO<sub>3</sub>[3] to pH < 2 and held for at least 16 hours before analysis.

~~(f)~~ the sample shall be initially preserved by ~~icing and immediately shipped to the laboratory~~

~~(2)~~ upon receipt in the laboratory, the sample shall be acidified with the concentrated acid specified for preservation to pH less than 2 and

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- 3) at the time of analysis the sample container shall be thoroughly rinsed with a 1:1 solution of the same type of acid and water with the washings being added to the sample.
- c. P = Plastic, hard or soft; G = Glass, hard or soft.
- d. In all cases, samples should be analyzed as soon after collection as possible.
- e. Chemically-suppressed ion chromatography methods cannot be used.
- f. Preservation, container, and maximum holding time are specified within the approved methods.
- g. No preservation is required if analysis is completed within 48 hours from the time of sample collection.
- h. These samples should never be frozen.
- i. "Analyze immediately" generally means within 15 minutes after sample collection.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART D: RADIOCHEMICAL ANALYSES OF PUBLIC WATER SUPPLY SAMPLES

## Section 183.440 Quality Assurance

- a) A written description of the current laboratory quality assurance program shall be maintained and made available to analysts in an area of the laboratory where analytical work takes place. A record of analytical quality assurance tests and quality assurance checks on materials and equipment shall be prepared and retained for at least 3 years.
- b) A laboratory manual containing complete written instructions for each parameter or method for which the laboratory is certified shall be maintained and made available to analysts in an area of the laboratory where analytical work takes place.
- c) The laboratory shall participate at least twice per year in those U.S. Environmental Protection Agency Performance Evaluation Studies ~~intercomparison~~ cross-check studies that include parameters and methods for which the laboratory is or desires to be certified. Analytical results shall be within 1.73 ~~±~~ 67 times the standard deviation of the specific analysis as described in "Environmental Radioactivity Laboratory Intercomparison Studies Program, Fiscal year 1981-1982," EPA-600/4-81-004, Table 3, U.S. Environmental Protection Agency (1982), exclusive of subsequent amendments or editions. Results shall be provided to the Agency within 60 days after receipt of a cross check sample. A copy of this publication is available for public inspection at the Department of Nuclear Safety.
- d) The laboratory shall participate at least once per year in the blind Performance Evaluation Study ~~an unknown samples performance evaluation study~~ administered by the U.S. Environmental Protection Agency. Analytical results shall be within 1.73 ~~±~~ 67 times the standard



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deviation of the specific analysis as described in "Environmental Radioactivity Laboratory Intercomparison Studies Program, Fiscal Year 1981-1982" for each parameter or method for which the laboratory is or desires to be certified. Results shall be provided to the Agency within 60 days after receipt after the performance evaluation sample.

e) Operating manuals and calibration protocols for counting instruments shall be available to laboratory personnel.

f) Calibration data and maintenance records on all radiation instruments shall be maintained in a permanently bound record.

g) The following quality control procedures shall be utilized by the laboratory on a daily basis:

1) To verify internal laboratory precision for a specific analysis, 10 percent or more duplicate analyses shall be performed. If the difference between duplicate analyses exceeds two times the standard deviation of the specific analysis as described in "Environmental Radioactivity Laboratory Intercomparison Studies Program Fiscal Year 1981-82," EPA-600/ 81-004, Table 3, prior measurements are suspect, calculations and procedures shall be examined, and samples shall be re-analyzed when necessary.

2) When 20 or more specific analyses are performed each day, a performance standard and a background sample shall be measured with each 20 samples. If less than 20 specific analyses are performed each day, a performance standard and a background sample shall be measured along with the samples, except for low level gamma counting.

3) Quality control performance charts or records shall be maintained for each instrument.

h) Weights certified by the manufacturer as meeting the requirements established by the NIST for Class "S" weights shall be available at the laboratory and used to make periodic checks on balances.

i) Chemicals shall be dated upon receipt of shipment and replaced before shelf life has been exceeded.

j) The laboratory should prepare and follow a written quality assurance (QA) plan. The following items should be addressed in each QA plan:

1) Sampling procedures:

2) Sample handling procedures which specify procedures used to maintain integrity of all samples (i.e., tracking samples from receipt by laboratory through analysis to final disposition) and provide for maintaining and documenting the chain of custody of samples identified to the laboratory as likely to be the basis for enforcement actions;

3) Instrument or equipment calibration procedures and frequency of their use;

4) Analytical procedures;

5) Data reduction, validation and reporting, including conversion of raw data to final reported results, insuring accuracy of data transcription and calculations, and procedures and format for reporting data to utilities, the Agency, and other State and

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federal agencies;

6) Types of quality control checks and frequency of their use which may include preparation of calibration curves, instrument calibrations, replicate analyses, use of quality control samples or calibration standards and use of quality control charts;

7) Preventive maintenance procedures and schedules;

8) Specific routine procedures used to determine data precision and accuracy for each contaminant measured. Precision is determined based on the results of replicate analyses. Accuracy is normally determined by comparison of results with known concentrations in reagent water standards and by analysis of water matrix samples before and after adding a known contaminant spike;

9) Corrective action contingencies, specifying the laboratory's response to obtaining unacceptable results from analysis of performance evaluation samples and from internal quality control checks;

10) Laboratory organization and responsibility including a chart or table showing the laboratory organization and line authority and listing the key individuals who are responsible for ensuring the production of valid measurements and the routine assessment of measurement systems for precision and accuracy (e.g., who is responsible for internal audits and reviews of the implementation of the plan and its requirements).

k) The quality assurance plan may be a separately prepared quality assurance document or may incorporate, by reference, already available standard operating procedures (SOPs) that are approved by the laboratory director and that address the items listed in subsection (j) above. If a particular listed item is not relevant, the quality assurance plan should state this and provide a brief explanation (e.g., some laboratories do not collect samples and thus are not required to describe sampling procedures). A laboratory quality assurance plan should be concise but responsive to the above-listed items. Minimizing paperwork while improving dependability and quality of data are the intended goals.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)





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Section 183 APPENDIX A. Methodology and Required Equipment for Inorganic Chemical Analyses of Public Water

PARAMETER	METHODOLOGY (unified sample)	EPA <sup>1</sup>	SM <sup>2</sup>	ASTM <sup>3</sup>	REFERENCE METHOD (unified sample) OR OTHER
Zinc	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Lead	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Cadmium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Iron	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Copper	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Chromium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Vanadium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Barium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Strontium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Aluminum	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Silica	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Fluoride	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Chloride	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Sulfate	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —

Section 183 APPENDIX A. Methodology and Required Equipment for Inorganic Chemical Analyses of Public Water

PARAMETER	METHODOLOGY (unified sample)	EPA <sup>1</sup>	SM <sup>2</sup>	ASTM <sup>3</sup>	REFERENCE METHOD (unified sample) OR OTHER
Selenium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Thiophene	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Chromium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Vanadium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Barium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Strontium	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Aluminum	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Silica	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Fluoride	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Chloride	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —
Sulfate	Atomic Absorption Spectrophotometry EPA Method 8000 EPA Method 8000 EPA Method 8000	8000 8000 8000	2111B 2111B 2111B	— — D3558-90D	— — —

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AGENCY NOTES: The Methodology specified in Appendix A of this part refers to the methods, standards and procedures listed below. Analysis of the Appendix A contaminants shall be conducted in accordance with the methods in the Table, or their equivalent as determined by the USEPA. Criteria for analyzing arsenic, barium, beryllium, cadmium, calcium, chromium, copper, lead, nickel, selenium, sodium, and thallium with digestion or directly without digestion, and analytical procedures are contained in Technical Notes on Drinking Water Methods, EPA-600/R-94-173, October 1994. This document also contains a list of approved analytical test methods which remain available for compliance monitoring until July 1, 1996. These methods will not be available for use after July 1, 1996. This document is available from the National Technical Information Service, NTIS PB95-104766, U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161. The toll free number is 800-553-6847. Copies of these standards are available from the Agency and are exclusive of subsequent amendments or editions.

For approved analytical procedures for metals, the technique applicable to total metals must be used:

1. Methods 150.1, 150.2, and 245.2 are available from US EPA, EMSL, Cincinnati, OH 45268. The identical methods were formerly in "Methods of Chemical Analysis of Water and Wastes", EPA-600/4-79-020, March 1983, which is available at NTIS, PB84-128677.
2. "Methods for the Determination of Metals in Environmental Samples-Supplement 1", EPA-600/R-94-111, May 1994. Available at NTIS, PB94-184942. "Methods of Chemical Analysis of Water and Wastes"-U.S.-Environmental Protection Agency-Environmental Monitoring and Systems Laboratory--26 West-Martin-Bethel-King Drive-Cincinnati--Ohio-45268-(EPA-600/4-79-020)--March-1983--Available from--ORP-Publications-EBRI--USEPA-Cincinnati--Ohio-45268.
3. The procedures shall be done in accordance with the 18th edition of "Standard Methods for the Examination of Water and Wastewater", 1992, American Public Health Association. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be obtained from the American Public Health Association, 1015 Fifteenth Street NW, Washington, DC 20005. Copies may be inspected at EPA's Drinking Water Docket, 401 M Street, SW, Washington, DC 20460; or at the Office of the Federal Register, 800 Capitol Street, NW, Suite 700, Washington, DC. "Standard Methods for the Examination of Water and Wastewater" 14th Edition--American Public Health Association--Washington D.C.--1976.
4. The procedures shall be done in accordance with the "Annual Book of ASTM Standards", Vols. 11.01 and 11.02, 1994, American Society for Testing and Materials-1994. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be

## ENVIRONMENTAL PROTECTION AGENCY

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obtained from the American Society for Testing and Materials, 1916 Race Street, Philadelphia, Pennsylvania 19103. Copies may be inspected at EPA's Drinking Water Docket, 401 M Street, SW, Washington, DC 20460; or at the Office of the Federal Register, 800 North Capitol Street, NW, Suite 700, Washington, DC.

5. Techniques of Water Resources Investigation of the United States Geological Survey, Chapter A-1, "Methods for the Determination of Inorganic Substances in Water and Fluvial Sediments," Book 5, Third Edition, 1989. Available from Books and Open-File Reports Section, U.S. Geological Survey, Federal Center, Box 25425, Denver, CO 80225-0425. Available from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

6. "Standard Methods for the Examination of Water and Wastewater," 16th Edition, American Public Health Association, Washington, D.C., 1985.

7. "Method 100.1, Analytical Method for the Determination of Asbestos Fibers in Water", EPA-600/4-83-043, EPA, September 1983. Available at NTIS, PB 83-260471.

8. "Waters Test Method for the Determination of Nitrite and Nitrate in Water Using Single Column Ion Chromatography" Method B-1011. Millipore Corporation, Waters Chromatography Chromatographic Division, 34 Maple Street, Milford, Massachusetts 01754.

- The procedure shall be done in accordance with the Technical Bulletin 601 "Standard Method of Test for Nitrate in Drinking Water", July 1994, PN 221890-001, Analytical Technology, Inc. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be obtained from ATI Orion, 529 Main Street, Boston, MA 02129. Copies may be inspected at EPA's Drinking Water Docket, 401 M Street, SW, Washington DC 20460; or at the Office of the Federal Register, 800 North Capitol Street, NW, Suite 700, Washington, DC. "Drinking Water and Wastewater Analysis," Form W-5000, pp. 5-1985, Oregon Research Center, Cambridge, Massachusetts 02129.

9. The procedures shall be done in accordance with the Industrial Method No. 129-71W, "Fluoride in Water and Wastewater", December 1972, and Method 380-75WE, "Fluoride in Water and Wastewater", February 1976, Technicon Industrial Systems. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be obtained from Technicon Industrial Systems, Tarrytown, NY 10591. Copies may be inspected at EPA's Drinking Water Docket, 401 M Street, SW, Washington, DC 20460; or at the Office of the Federal Register, 800 North Capitol Street, NW, Suite 700, Washington, DC. "Fluoride in Water and Wastewater," Industrial Method 129-71W, Technicon Industrial Systems, Tarrytown, New York 10591, December 1972.

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10. "Fluoride in Water and Wastewater," Technicon Industrial Systems, Tarrytown, New York 10591, February 1976.

11. Method 100.2, "Determination of Asbestos Structure Over 10-um in Length in Drinking Water", EPA-600/R-94-134, June 1994. Available at NTIS, PB94-201902.

12. "Methods for the Determination of Inorganic Substances in Water and Fluvial Sediments," Techniques of Water Resources Investigation of the United States Geological Survey, Chapter A-1, 1985, Open-File Report 85-495, Available from Open-File Services Section, Western Distribution Branch, U.S. Geological Survey, MS306, Box 24525, Denver, Federal Center, Denver, Colorado 80225.

13. "Methods for the Determination of Inorganic Substances in Environmental Samples", EPA-600/R-93-100, August 1993. NTIS, PB 94-121811.

14. "Conductivity--Detection of Anions--Using Single--Column Chromatography," Method A-1000, Milipore Corporation, Waters Chromatography Division, 34 Maple Street, Milford, Massachusetts 01754.

15. Secondary Maximum Contaminant Level (SMCL)--non-enforceable Federal guidance for aesthetic quality. Laboratory certification is not required to perform analyses for contaminants with SMCLs.

16. "Standard Methods for the Examination of Water and Wastewater," 17th Edition, American Public Health Association, Washington, D.C., 1989.

17. Laboratories are not required to be certified to test for pH and water temperature because they are measured in the field. Laboratories are not required to be certified to test for calcium, orthophosphate, silica, alkalinity, or conductivity because these parameters are generally used to assist water systems and states in determining the best corrosion control treatment. These measurements must be made with an approved method and conducted by a party approved (not certified) by the State.

18. "Analytical Method for the Determination of Asbestos Fibers in Water," EPA-600/4-83-043, September 1983, U.S. Environmental Research Laboratory, Athens, Georgia 30613.

19. Unfiltered, no digestion or hydrolysis.

20. Samples that contain less than one NPL (nanoparticle) turbidity unit and are properly preserved (conc. HNO<sub>3</sub>) to pH < 2 may be analysed directly (without digestion) for total metals. Otherwise, digestion is required. Turbidity must be measured on the preserved samples just prior to the initiation of metal analysis. When digestion is required, the total recoverable technique as defined in the method must be used.

21. For the gaseous hydride determination of antimony and selenium and for the determination of mercury by the cold-vapor technique, the proper digestion technique as defined in the



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method must be followed to ensure the element is in the proper state for analyses:  
17. Add--2--ml--of--30%--H<sub>2</sub>O<sub>2</sub>--and an appropriate concentration of matrix modifier--Ni(NO<sub>3</sub>)<sub>2</sub>--+6-H<sub>2</sub>O--thickel-nitrate--to--samples.  
18. "Methods--for--the--determination--of--Metals--in--Environmental Samples"--EPA-600/4-91-010,--June-1991--Environmental Monitoring Laboratory--26--West--Martin--Butler--King--Drive--Cincinnati--OH 45268.

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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Section 183.APPENDIX B Methodology and Required Equipment for Regulated Organic Chemical Analyses of Public Water Supply Samples

PARAMETER	METHODS	EQUIPMENT	REFERENCE
Synthetic-Organic Chemicals	Gas-chromato-graphy	500-10-10-19 B3086-05-	0-3104-03
Aldrin	505-10-10		
Chlordane	525-10-10		
DDT			
Dieldrin			
Endrin			
Heptachlor			
Heptachlor Epoxide			
Hexachloro-benzene			
Indane			
Methoxychlor			
Toxaphene			
PCB's	505-10-10		
Decachlorobiphenyl	500-10-10		
2,4-D	508A-10		
2,4,5-TP			
Endosulfan	505-10-10		
Dinoseb			
Picloram			
Pentachlorophenol	505-10-10		
Hexachlorocyclopentadiene	525-10-10		
Aldrin	505-10-10		
Atrazine	507-10-10		
Simazine	525-10-10		
2,4-dichlorophenoxy	505-10-10		

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adipate			
Bis(2-ethylhexyl) phthalate	525-(110)	--	
Aldicarb	531-(110)	--	
Aldicarb-Sulfoxide			
Aldicarb-Sulfone			
Carbofuran			
Okamyi			
Bromochloro-propane	504(110)	--	
Ethylene-dibromide			
Benzot(1)pyrene	525-(110) 550(113) 550-(113)	--	
Biquat	549(113)	--	
Endothall	548(113)	--	
Glyphosate	547(113)	--	
2,3,7,8-TCDD(dioxin)	1613(114)	--	
Total-Trihalo-methanes			
Purge-and-trap-gas chromatography	(5)	--	
Solvent extraction			
gas-chromatography	(6)	--	
graphy			
Gas chromatography	(70)	--	
mass spectrometry			
Total-trihalo-methanes-after incubation	(9)	--	
Purge-and-trap-gas-chromatography	502-(110) 502-(110) 503-(110)	--	
Volatiles-Organic Contaminants Regulated			
Benzene	502-(110)	--	

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Carbon-tetrachloride	chromatography	524-(110)
Dichloromethane	mass-spectrometry	
o-dichlorobenzene		
p-dichlorobenzene		
1,2-dichloroethane		
1,1-dichloroethylene		
cis-1,2-dichloroethylene		
trans-1,2-dichloroethylene		
1,2-dichloropropane		
Ethylbenzene		
Monochlorobenzene		
Styrene		
Tetrachloroethylene		
Toluene		
1,2,4-trichlorobenzene		
1,1,1-trichloroethane		
1,1,2-trichloroethylene		
Vinyl-chloride		
Xylenes		
Volatiles-Organic Contaminants		
Unregulated(12)		
Solvent extraction	504(110)	--
Purge-and-trap-gas chromatography	502-(110) 503-(110)	--
Gas chromatography	524-(110)	--
mass spectrometry	524-(110)	--

Agency Note: For the purposes of this Appendix B, the following abbreviations are utilized: EPA = U.S.EPA Methods; SM = Standard Methods; GC = Gas



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Chromatography; LLE = Liquid-Liquid Extraction; LSE = Liquid-Solid Extraction;  
 MS = Mass Spectrometry; HPLC = High Performance Liquid Chromatography;  
 GC/MS = Combination Gas Chromatography/Mass Spectrometry.

## APPROVED METHODOLOGIES

## A. SYNTHETIC ORGANIC CHEMICALS (SOCS)

PARAMETER	METHODOLOGY	EPA	SM
Aldrin	GC, LLE	508	--
Chlordane	GC, Microextraction	505	--
DDT	GC, LSE	508.1	--
Dieldrin	GC, MS	525.2	--
Endrin	LSE		--
Heptachlor			--
Heptachlor Epoxide			--
Hexachlorobenzene			--
Hexachlorocyclopentadiene			--
Lindane			--
Methoxychlor			--
Toxaphene	GC, LLE	508	--
	GC, Microextraction	505	--
	GC/MS, LSE	525.2	--
PCBs(1) (as Aroclors)	GC, Microextraction	505(2)	--
	GC, LSE	508(2)	--
PCB(1)(as deca-chlorobiphenyl)	GC	508A	--
2,4-D	GC, LLE	515.1	--
2,4,5-TP	GC, LSE	515.2	--
Dinoseb	HPLC	555	--
Picloram			--
Pentachlorophenol	GC, LLE	515.1	--
	GC/MS, LSE	525.2	--
	GC, LSE	515.2	--
	HPLC	555	--
Dalapon	GC	515.1	--
	GC, LSE	552.1	--
Alachlor	GC, Microextraction	505(3)	--
Atrazine	GC, LLE	507	--
Simazine	GC/MS, LSE	525.2	--

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PARAMETER	METHODOLOGY	EPA	SM
Di(2-ethylhexyl)adipate	GC, LSE	508.1	--
Di(2-ethylhexyl)phthalate	GC, LLE or GC, LSE	506	--
	GC/MS, LSE	525.2	--
Carbofuran	HPLC	531.1	6610
Oxamyl			--
Dibromochloropropane (DBCP)	GC, Microextraction	504.1	--
Ethylene dibromide (EDB)	GC, LLE	551	--
Benzo(a)pyrene	GC/MS, LSE	525.2	--
	HPLC, LLE	550	--
	HPLC, LSE	550.1	--
Diquat	HPLC, LSE	549.1	--
Endothall	GC or GC/MS, LSE	548.1	--
Glyphosate	HPLC	547	6651
2,3,7,8-TCDD(Dioxin)	High Resolution GC/ High Resolution MS	1613	--
<b>B. VOLATILE ORGANIC CONTAMINANTS REGULATED</b>			
PARAMETER	METHODOLOGY	EPA	SM
Total Trihalomethanes (THMs)	GC, Purge and trap	502.2	--
	GC, LLE	551	--
	GC/MS, Purge and trap	524.2	--
Benzene	GC, Purge and trap	502.2	--
Dichloromethane	GC/MS, Purge and trap	524.2	--
o-dichlorobenzene			--
p-dichlorobenzene			--
1,2-dichloroethane			--
1,1-dichloroethylene			--
cis-1,2-dichloroethylene			--
trans-1,2-dichloroethylene			--
1,2-dichloropropane			--
Ethylbenzene			--
Monochlorobenzene			--
Styrene			--
Toluene			--
1,2,4-trichlorobenzene			--

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PARAMETER	METHODOLOGY	EPA	SM
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1,1,2-trichloroethane  
Vinyl chloride  
Xylenes (total)

Carbon tetrachloride  
Tetrachloroethylene  
1,1,1-trichloroethane  
Trichloroethylene

## C. VOLATILE ORGANIC CONTAMINANTS UNREGULATED

1,2,3-trichloropropane(5)

GC, Purge and trap  
GC/MS, Purge and trap  
GC, Microextraction

Volatile Organic  
Contaminants  
Unregulated(4,5)

GC, Purge and trap  
GC/MS, Purge and trap

## D. SOCS UNREGULATED(5)

Butachlor

GC, LLE  
GC/MS, LSE

Metolachlor  
Metribuzin

GC, LLE  
GC, LSE  
GC/MS, LSE

Propachlor

GC, LLE  
GC, LSE  
GC/MS, LSE

Aldicarb

GC, LLE  
GC/MS, LSE

## PARAMETER

## METHODOLOGY

Aldicarb Sulfoxide  
Aldicarb Sulfone  
Carbaryl  
3-hydroxycarbofuran  
Methomyl

GC, LLE  
GC, LSE  
HPLC

Dicamba

GC, LLE  
GC, LSE  
HPLC

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AGENCY NOTES: The methodology specified in Appendix B of this Part refers to the methods, standards and procedures listed below. Analyses for the contaminants in Appendix B shall be conducted using the following United States Environmental Protection Agency (USEPA) methods or their equivalent as approved by USEPA. Methods 502.2, 505, 507, 508, 508A, 515.1 and 531.1 are in "Methods for the Determination of Organic Compounds in Drinking Water". EPA-600/4-88-039, December 1988, Revised July 1991. Methods 506, 547, 550.1 and 551 are in "Methods for the Determination of Organic Compounds in Drinking Water-Supplement I", EPA-600/4-90-020, July 1990. Methods 515.1, 524.2, 548.1, 549.1, 552.1 and 555 are in "Methods for the Determination of Organic Compounds in Drinking Water-Supplement II", EPA-600/R-92-129, August 1992. Method 1613 is titled "Tetra-through Octa-Chlorinated Dioxin and Furans by Isotope-Dilution HRGC/HRMS", EPA-821-B-94-005, October 1994. These documents are available from the National Technical Information Service, NTIS, PB91-231480, PB91-146027, PB92-207703 and PB95-104774, U.S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161. The toll-free number is 800-553-8847. Method 6651 shall be followed in accordance with the 18th edition of "Standard Methods for the Examination of Water and Wastewater", 1992, American Public Health Association. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be obtained from the American Public Health Association, 1015 Fifteenth Street NW, Washington, DC 20005. Copies may be inspected at EPA's Drinking Water Docket, 401 M Street, SW, Washington, DC 20460; or at the Office of the Federal Register, 800 North Capitol Street, NW, Suite 700, Washington, DC. Method 6610 shall be followed in accordance with the Supplement to the 18th edition of "Standard Methods for the Examination of Water and Wastewater", 1994, American Public Health Association. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be obtained from the American Public Health Association, 1015 Fifteenth Street NW, Washington, DC 20005. Copies may be inspected at EPA's Drinking Water Docket, 401 M Street, SW, Washington, DC 20460; or at the Office of the Federal Register, 800 North Capitol Street, NW, Suite 700, Washington, DC. Other analytical test procedures are contained in Technical Notes on Drinking Water Methods, EPA-600/R-94-173, October 1994, NTIS, PB95-104766. This document also contains approved analytical methods which remain available for compliance monitoring until July 1, 1996. These methods will not be available for use after July 1, 1996. EPA Methods 504.1, 508.1 and 525.2 are available from USEPA-ENSL, Cincinnati, OH 45268. The phone number is 513-569-7586. Copies of these standards are available from the Agency and are exclusive of subsequent amendments or editions.

1. "Methods for Organochlorine Pesticides and Chlorophenox-Acid Herbicides in Drinking Water and Raw Source Water" (EPA-600/4-90-020) available from EPA Publications, CERIS, USEPA, 26 West-Martin Luther King Drive, Cincinnati, Ohio 45268. PCBs are qualitatively identified as Aroclors and measured for compliance purposes as decachlorobiphenyl.



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2- Annual Book of ASTM Standards, Volume 11.02, American Society for Testing and Materials, 1916 Race Street, Philadelphia, Pennsylvania 19103.  
2. Each system which monitors for PCBs shall analyze each sample using either Method 505 or Method 508. If detected in 505 or 508, systems must confirm using Method 508A.  
3- 8-5- Geological Survey Techniques of Water Resources Investigations, Chapter A3, Methods for the Determination of Organic Substances in Water and Fluvial Sediments, Book 5, 1993. Available from: Open-Pile Service Section, Western Distribution Branch, Box 35425, Federal Center, Denver, Colorado 80225.  
3. A nitrogen-phosphorus detector should be substituted for the electron capture detector in Method 505 (or another approved method should be used) to determine alachlor, atrazine and simazine, if lower detection limits are required.  
4- These analytes may be extracted using Baker Solid-Phase Extraction procedure as referenced in the Nationwide Approval in 53 Fed. Reg. 51427, February 19, 1988.  
4. The complete list of unregulated volatile organic chemicals can be found in 40 CFR 141.40.  
5- The Analysis of Trihalomethanes in Finished Waters by the Purge and Trap Method, Method 501, 1979, EMSB, USBPA-26 West-Martin Butler-King Drive, Cincinnati, Ohio 45260.  
5. Approval, not certification, granted for unregulated/monitored Contaminants.  
6- The Analysis of Trihalomethanes in Drinking Waters by Liquid/Liquid Extraction, Method 501, 1979, EMSB, USBPA-26 West-Martin Butler-King Drive, Cincinnati, Ohio 45260.  
7- Measurement of Trihalomethanes in Drinking Water by Gas Chromatography/Mass Spectrometry and Selected Ion Monitoring, Method 501, 1987, EMSB, USBPA-26 West-Martin Butler-King Drive, Cincinnati, Ohio 45260.  
8- Measurement of Purgeable Organic Compounds in Drinking Water by Gas Chromatography/Mass Spectrometry, Method 524, 1983, EMSB, USBPA-26 West-Martin Butler-King Drive, Cincinnati, Ohio 45260.  
9- 40 CFR 141.30(e)(2).  
10- Methods for the Determination of Organic Compounds in Drinking Water, December 1988, EMSB, USBPA-26 West-Martin Butler-King Drive, Cincinnati, Ohio 45260.  
11- Methods 505 and 508 are used as screens only. If detected in 505 or 508, systems must confirm using Method 508A.  
12- The complete list of unregulated volatile organic chemicals can be found in 40 CFR 141.40.  
13- Methods for the Determination of Organic Compounds in Drinking Water, Supplement 1, July 1990, EMSB, USBPA-26 West-Martin Butler-King Drive, Cincinnati, Ohio 45260.  
14- Method 1613, USBPA-40 CFR, Appendix A to Part 136, Volume 567 November 26, Thursday, February 7, 1991.

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(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Credit Life and Credit Accident and Health Insurance

2) Code Citation: 50 Ill. Adm. Code 951

3) Section Numbers: Proposed Action:

951.50 Amended

4) Statutory Authority: Implementing and authorized by Sections 155.57 and 155.62 of the Illinois Insurance Code [215 ILCS 5/155.57 and 155.62]

5) A Complete Description of the Subjects and Issues Involved: Pursuant to Section 951.60(b) of this Part, the Department is required to triennially review and adjust credit life rates. Over the past 6 months, the Department has had several meetings with industry concerning the current rates allowed for credit life. As a result of these meetings, it was determined that the rates need to be adjusted. This amendment to Part 951 will reflect a 6% reduction in prima facie credit life rates.

6) Will this proposed amendment replace emergency rule currently in effect?  
No

7) Does this amendment contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: These amendments will not necessitate that the Department establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Glen Gasiorsek, Staff Attorney	Mary Meyer, Paralegal
100 West Randolph	Department of Insurance
Suite 15-100	320 West Washington
(or)	Springfield, IL 62767
Chicago, Illinois 60601	(312) 785-8220
(312) 814-2435	

12) Initial Regulatory Flexibility Analysis: The Department has determined that these amendments will not impact small business.

13) Regulatory Agenda on which this rulemaking was summarized: The amendment

## DEPARTMENT OF INSURANCE

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to Part 951 was not anticipated when the January and July 1995 regulatory agendas were put together by the Department. Over the past 6 months, the Department has had several meetings with industry concerning the current rates allowed for credit life. As a result of these meetings, it was determined that the rates need to be adjusted. This amendment reflects the changes.

The full text of the Proposed Amendment begins on the next page.



DEPARTMENT OF INSURANCE  
NOTICE OF PROPOSED AMENDMENTS  
TITLE 50: INSURANCE  
CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER m: CREDIT LIFE AND CREDIT ACCIDENT INSURANCE  
PART 951  
CREDIT LIFE AND CREDIT ACCIDENT AND HEALTH INSURANCE

Section	
951.10	Credit Life Insurance
951.20	Credit Accident and Health Insurance (Repealed)
951.30	Purpose and Scope
951.40	Definitions
951.50	Credit Life Insurance Rates
951.60	Experience Reports and Adjustment of Prima Facie Rates
951.70	Credit Life Rate Adjustments
951.80	Effective Date

AUTHORITY: Implementing and authorized by Sections 155.57 and 155.62 of the Illinois Insurance Code [215 ILCS 5/155.57 and 155.62].

SOURCE: Filed November 20, 1959, effective December 1, 1959; codified at 7 Ill. Reg. 3464; amended at 12 Ill. Reg. 2426, effective January 15, 1988; amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 951.50 Credit Life Insurance Rates

A credit life insurance rate shall be considered prima facie reasonable in relation to the benefits provided if the rate is not greater than that set forth below in subsection (a) for coverage containing no more restrictive exclusions than those described in subsection (b) of this Section.

- a) Premium Rate. Credit life insurance premium rates for the insured portion of an indebtedness repayable in equal monthly installments, where the insured portion of the indebtedness decreases uniformly by the amount of the monthly installment paid, shall be as set forth in subsections (a)(1), (2) and (3). Subsections (a)(4), (5) and (6) refer to premium rates for other types of benefits either alone or in combination with the type of benefits applicable to subsections (a)(1), (2) and (3).

1) If premiums are payable monthly on the outstanding insured balance basis for term insurance on a single insured debtor, the prima facie premium rate shall be \$ .72 \$-.77 per month per \$1,000 of outstanding insured indebtedness.

2) If premiums are payable on a single premium basis for term insurance which decreases in equal monthly amounts on a single insured debtor, the prima facie premium rate shall be \$ .47 \$-.50 per annum per \$100 of initial insured indebtedness.

3) If premiums are payable on a single premium basis for level term insurance on a single insured debtor, the prima facie premium

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NOTICE OF PROPOSED AMENDMENTS

rate shall be \$ .94 \$1-.00 per annum per \$100 of initial insured indebtedness.

4) A combination of the appropriate rate for level term and the appropriate rate for decreasing term (with equal decrements), if coverage provided is a combination of level term and decreasing term (with equal decrements) on a single insured debtor.

5) Joint credit life rate shall be 1.67 times the appropriate single life rate.

6) If the benefits provided are other than those described in subsections (a)(1), (2), (3), (4) and (5) of this subsection, then rates for such benefits shall be actuarially consistent with the rates provided in subsections (a)(1), (2), (3), (4) and (5) of this subsection.

b) Exclusions. The premium rates in subsection (a) shall apply to policies providing credit life insurance to be issued with or without evidence of insurability, to be offered to all debtors, and containing:

1) No exclusions other than suicide within one year of the effective date of coverage. Under open-end credit plans, the effective date of coverage may apply separately with respect to each additional purchase or each additional loan to which the coverage relates.

2) Either no age restrictions, or age restriction only for initial eligibility, making ineligible for coverage debtors age 65 or over at the time indebtedness is incurred or debtors having attained age 66 or over on the maturity date of the indebtedness, provided that coverage will remain in full force and effect in the event the insurer accepts premium on a debtor whose correctly stated age exceeds the maximum for eligibility and the premium is not refunded within 60 days of receipt.

3) Insurance written in connection with an open-end credit plan may exclude from the classes eligible for insurance, classes of debtors determined by age, and provide for the cessation of insurance or reduction in the amount of insurance upon attainment of not less than age 65.

4) On insurance written in connection with open-end credit plans where the amount of insurance is based on or limited to the outstanding unpaid balance, no provision excluding or denying a claim for death resulting from a pre-existing condition except for those conditions for which the insured debtor received medical diagnosis or treatment within 6 months preceding the effective date of coverage and which caused or substantially contributed to the death of the insured debtor within 6 months following the effective date of coverage. The effective date of coverage for each part of the insurance attributable to a different advance or charge to the plan account is the date on which the advance or charge is posted to the plan account.

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 19 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF PROPOSED AMENDMENT

1) \$ Heading of the Part: Real Estate License Act

2) Code Citation: 68 Ill. Adm. Code 1450

3) Section Numbers: Proposed Action:

1450.45

New Section

4) Statutory Authority: Subpart A implementing Sections 9 and 15 of the Real Estate License Act of 1983 [225 ILCS 455/9 and 15] (see P.A. 89-23, effective July 1, 1995) and authorized by Section 60(7) of the Civil Administrative Code of Illinois (20 ILCS 2105/60(7)); Subpart B implementing Sections 4(17) and 11 of the Real Estate License Act of 1983 [225 ILCS 455/4(17) and 11] (see P.A. 89-23) and authorized by Section 60(7) of the Civil Administrative Code of Illinois (20 ILCS 2105/60(7)).

5) A Complete Description of the Subjects and Issues Involved: Section 1450.45 is a new Section of the rules adopted pursuant to the Real Estate License Act. It sets forth the fees to be paid by applicants and licensees under the Act for initial license and license renewal for real estate salespersons; real estate brokers; partnerships, limited liability companies, or corporations; branch offices; real estate schools and instructors; and continuing education sponsors and instructors. It also sets forth general fees relating to administration of the Act to cover the costs of such things as duplicate licenses, certification of a licensee's record, wall licenses, licensee rosters, examinations, sponsor card processing, and copies of records of proceedings. Section 1450.45 replaces statutory fee provisions in the Act which were repealed.

Section 1450.45 is patterned largely on the old fee structure formerly set by statute. After consultation and agreement with industry representatives, the levels of the various fees established in Section 1450.45 have been established pursuant to Section 15 of the Act which provides for the promulgation by rule of fees to be paid by applicants and licensees "to cover the reasonable costs (of the Commissioner's Office) in administering and enforcing the provisions" of the Act and to "provide by rule for general fees to cover the reasonable expenses of carrying out other functions and responsibilities" under the Act.

Similar fee rules under the Act applying to licensed appraisers, appraiser pre-license/certification, and appraiser continuing education are being promulgated in separate rulemaking reflecting the separate treatment of appraiser regulation under the Act.

Section 10(g) of the Real Estate Regulation Transfer Act (P.A. 89-23; effective 7-1-95) provided that the "rules adopted by the Department of Professional Regulation relating to the powers and/or duties transferred to the (Commissioner's Office) under this Act are not affected by this



## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF PROPOSED AMENDMENT

Act, except that on July 1, 1995, those rules become the rules of the (Commissioner's Office)." Because of this, Section 1450.45 is being added to rules which appear to be rules of the Department of Professional Regulation, but which in fact have now been made rules of the Office of the Commissioner of Savings and Residential Finance. The Commissioner's Office intends to promulgate a complete revisory clean-up of these rules to update agency names, references, etc., in conjunction with the transfer of real estate regulation, but the immediate need for a fee structure requires emergency rulemaking on fees before the revisory clean-up will be promulgated.

- 6) Will this rulemaking replace any emergency rulemaking currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this rulemaking contain incorporations by reference? No
- 9) Are there any other proposed rulemakings pending on this part? No
- 10) Statement of Statewide Policy Objectives: This rule will not affect local government.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested parties should submit written comments or views concerning the proposed rulemaking to the attention of:

Mr. John Arthur, Legislative Liaison  
Office of the Commissioner of Savings and  
Residential Finance  
500 East Monroe, Suite 800  
Springfield, IL 62701-1509  
(217) 782-6169

The Agency will consider all written comments it receives in writing within 45 days of the date of publication of the *Illinois Register*.

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None

- C) Types of professional skills necessary for compliance: None

- 13) Regulatory Agenda on which this rulemaking was summarized: This rule was

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF PROPOSED AMENDMENT

not included on either of the 2 most recent agendas because:

The full text of the Proposed Amendments is identical to the text of the emergency amendments which appears in this issue of the Register on page **12006**.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Aid to Families with Dependent Children

2) Code Citation: 89 Ill. Adm. Code 112

3) Section Numbers: Proposed Action:

112.71 Amendment  
112.73 New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13)[305 ILCS 5/12-13] and P.A. 89-6.

5) Complete Description of the Subjects and Issues Involved: These proposed amendments establish the Adolescent Parent Program (APP) Demonstration for pregnant or parenting teens under the age of 16 to participate in the JOBS Teen Parent Initiative/Young Parent Services employment and training program effective August 1, 1995.

The Adolescent Parent Program (APP) is a demonstration project designed to evaluate whether mandating pregnant or parenting individuals under age 16 to participate in the Teen Parent Initiative/Young Parent Services under the Job Opportunities and Basic Skills Training (JOBS) Program (see Sections 112.70 through 112.83) will assist these individuals in obtaining a high school diploma or the equivalent and preparing for work.

The requirements for mandatory participation in the Adolescent Parent Program will be the same as for parents age 16 and older who are mandated to participate in JOBS. The demonstration will study the effects of the program requirements on the long-term self-sufficiency of parents under age 16.

Research conducted on the Adolescent Parent Program will include the number of clients who are required to participate, the proportion who actually participate in JOBS by attending school or classes full-time, the proportion who meet education requirements each semester, the use of supportive services including child care, the proportion who are sanctioned including the number of times sanctioned, the proportion with a child support court order including whether support is received and the amount received, the proportion of APP participants who leave welfare and the proportion who return to APP having once left.

6) Will these proposed amendments replace emergency amendments currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
112.8	Amendment	July 14, 1995 (19 Ill. Reg. 9376)
112.67	New Section	May 5, 1995 (19 Ill. Reg. 6257)
112.251	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.252	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.253	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.254	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.300	Amendment	July 14, 1995 (19 Ill. Reg. 9376)
112.306	Amendment	July 14, 1995 (19 Ill. Reg. 9376)
112.308	Amendment	July 14, 1995 (19 Ill. Reg. 9376)

10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Judy Umuna, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave., E., 3rd Floor, Springfield, Illinois 62762 (Phone: (217) 524-3215). The Department requests the submission of written comments within 30 days after the publication of this notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the two most recent regulatory agendas because: This rulemaking was not anticipated by the Department when the two most recent regulatory agendas were published.

The full text of the Proposed Amendments is identical to the text of the Emergency Amendments which appears in this issue of the Register on page

**12013**

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Conditions of Employment
- 2) Code Citation: 80 Ill. Adm. Code 303
- 3) Section Number: Adopted Action:  
303.155 Amend
- 4) Statutory Authority: Implementing and authorized by the Personnel Code [20 ILCS 415/8]; [20 ILCS 415/8c].
- 5) Effective Date of Rules: August 7, 1995
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do the Rules contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: August 7, 1995
- 9) Notice of Proposal Published in Illinois Register:  
May 5, 1995, 19 Ill. Reg. 6222
- 10) Has JCAR issued a Statement of Objections to the Amendments? No.
- 11) Differences between proposal and final version:  
Section 303.155: "With prior approval by the Director," was deleted in accordance with rule amendment effective June 7, 1995, 19 Ill. Reg. 8130.  
Section 303.155: Replaced "302.841" with "302.840" in accordance with rule amendment effective June 7, 1995, 19 Ill. Reg. 8130.  
Section 303.155: "In approving such leaves the Director shall verify the agency approval and employee's agreement." was deleted in accordance with rule amendment effective June 7, 1995, 19 Ill. Reg. 8130.  
Several minor editing changes were made.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were necessary.
- 13) Will the Rules replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Rules:

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Under this amendment, the Section will provide specifically that leave extensions may be granted for a period of time less than one year. It also provides that an employee who returns from a leave should be restored to the same or similar position in the same county employed in prior to the leave. These are clarifying changes which are consistent with how the rule is currently being interpreted and administered.

- 16) Information and questions regarding this adopted rule shall be directed to:  
Stephen W. Seiple  
720 Stratton Office Building  
Springfield, IL 62706  
(217)782-9669  
TDD (217)785-3979

The full text of the Adopted Amendments begin on the next page.



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES

## SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND

## POSITION CLASSIFICATIONS

## CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## PART 303

## CONDITIONS OF EMPLOYMENT

## SUBPART A: GRIEVANCE PROCEDURE

Section	
303.10	Definition of a Grievance
303.20	Procedure
303.30	Grievance Committee
303.45	Representation

## SUBPART B: LEAVE OF ABSENCE

Section	
303.90	Sick Leave
303.100	Accumulation of Sick Leave
303.102	Payment in Lieu of Sick Leave
303.105	Reinstatement of Sick Leave
303.110	Advancement of Sick Leave
303.112	Sick Leave Bank
303.115	Veterans Hospital Leave
303.125	Leave for Personal Business
303.130	Maternity/Paternity and Adoption Leave
303.135	On-The-Job Injury -- Industrial Disease
303.140	Leaves of Absence Without Pay
303.142	Leave to Attend Union Conventions
303.145	Disability Leave
303.148	Family Responsibility Leave
303.150	Employee Rights After Leave
303.153	Failure to Return
303.155	Leave to Take Exempt Position
303.160	Military and Peace Corps Leave
303.170	Military Reserve Training and Emergency Call-Up
303.171	Leave for Military Physical Examinations
303.175	Disaster Service Leave With Pay
303.180	Attendance in Court
303.190	Authorized Holidays
303.200	Holiday Observance
303.215	Payment for Holidays
303.220	Holiday During Vacation
303.225	Eligibility for Holiday Pay
303.250	Vacation Eligibility
303.260	Prorated Vacation for Part-Time Employees

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

303.270	Vacation Schedule and Loss of Earned Vacation
303.290	Payment in Lieu of Vacation
303.295	Vacation Benefits on Death of Employee

## SUBPART C: WORK HOURS AND SCHEDULES

Section	
303.300	Work Schedules
303.310	Emergency Shut-Down
303.320	Overtime
303.330	Overtime Payable Upon Death
303.340	Attendance Records
303.350	Notification of Absence
303.355	Review of Attendance Records

## SUBPART D: UNDATED OR INCOMPLETE FORMS

Section	
303.360	Undated Forms
303.370	Incomplete Forms

## SUBPART E: EMPLOYEE SEPARATIONS

Section	
303.380	Reason for Separation
303.385	Repayment of Benefit Time

## SUBPART F: TUITION REIMBURSEMENT

Section	
303.390	Tuition Reimbursement

AUTHORITY: Implementing and authorized by the Personnel Code [20 ILCS 415].

SOURCE: Filed May 29, 1975; amended at 3 Ill. Reg. 22, p. 78, effective June 1, 1979; amended at 3 Ill. Reg. 26, p. 199, effective July 1, 1979; emergency amendment at 3 Ill. Reg. 48, p. 188, effective January 1, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 11, p. 70, effective March 1, 1980; amended at 4 Ill. Reg. 15, p. 216, effective March 31, 1980; amended at 4 Ill. Reg. 22, p. 227, effective June 1, 1980; amended at 5 Ill. Reg. 8029, effective August 1, 1981; codified at 7 Ill. Reg. 13209; emergency amendment at 8 Ill. Reg. 329, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7788, effective May 23, 1984; amended at 14 Ill. Reg. 3433, effective February 27, 1990; emergency amendment at 15 Ill. Reg. 5076, effective March 20, 1991, for a maximum of 150 days; emergency expired August 17, 1991; amended at 15 Ill. Reg. 5214, effective April 2, 1991; amended at 15 Ill. Reg. 14067, effective September 12, 1991; amended at 16 Ill. Reg. 8368, effective May 21, 1992; amended at 17 Ill. Reg. 5587, effective March 29, 1993; amended at 19

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Ill. Reg. 8130, effective June 7, 1995; amended at 19 Ill. Reg. **11775**, effective **AUG 07 1995**.

## SUBPART B: LEAVE OF ABSENCE

**Section 303.155 Leave to Take Exempt Position**

An agency may approve leaves of absence for certified employees who accept appointment in a position which is exempt from Jurisdiction B of the Personnel Code. Such leaves of absence may be for a period of one year or less and may be extended for additional ~~one--year~~ periods of one year or less. At the expiration thereof, an employee shall be restored to the same or similar position in the same county from which the leave was granted upon making application of the employing agency with continuous service including the period of such leave, except that employees who are on leave of absence status from positions subject to Term Appointment of January 1, 1980 shall be subject to the provisions of Term Appointment and whose rights shall be terminated under the provisions of this Part if not reappointed pursuant to 80 Ill. Adm. Code 302.840.

(Source: Amended at 19 Ill. Reg. **11775**, effective **AUG 07 1995**.)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Dog Training on Department-Owned or -Managed Sites
- 2) Code Citation: 17 Ill. Adm. Code 950
- 3) Section Numbers: Adopted Action:

950.20	Amendments
950.40	Amendments
950.50	Amendments
950.60	Amendments
- 4) Statutory Authority: Implementing and authorized by Sections 1.4, 2.30, 2.34 and 3.5 of the Wildlife Code (520 ILCS 5/1.4, 2.30, 2.34 and 3.5).
- 5) Effective Date of Rulemaking: August 3, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) Date filed in Agency's Principal Office: August 3, 1995
- 9) Notice of Proposal Published in Illinois Register: May 12, 1995, 19 Ill. Reg. 6375
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version: In Section 950.20(d), a period was added at the end of the first sentence.  
In Section 950.40(b), Peabody River King, "Only" was placed in lower case letters.  
In Section 950.50(b), the semi-colon was changed to a period.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part was amended to standardize dog training regulations on Department sites.
- 16) Information and questions regarding these adopted amendments shall be directed to:

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

Jack Price  
Department of Natural Resources  
524 S. Second Street, Room 430  
Springfield, IL 62701-1787  
(217) 782-1809

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 950  
DOG TRAINING ON DEPARTMENT-OWNED OR -MANAGED SITES

Section

950.10 Statewide Regulations  
950.20 Definitions  
950.30 Permit Requirements  
950.40 Dog Training Seasons  
950.50 Dog Training Regulations  
950.60 Penalties, Future Rights/Appeal Procedures

AUTHORITY: Implementing and authorized by Sections 1.4, 2.30, 2.34 and 3.5 of the Wildlife Code [520 ILCS 5/1.4, 2.30, 2.34 and 3.5].

SOURCE: Amendment filed December 21, 1977; effective December 31, 1977; codified at 5 Ill. Reg. 10652; Part repealed, new Part adopted at 12 Ill. Reg. 1808, effective December 31, 1987; amended at 14 Ill. Reg. 13524, effective August 10, 1990; amended at 15 Ill. Reg. 11581, effective August 2, 1991; amended at 16 Ill. Reg. 11034, effective June 30, 1992; amended at 17 Ill. Reg. 13447, effective July 30, 1993; amended at 19 Ill. Reg. **11780**, effective **AUG 03 1995**.

Section 950.20 Definitions

- a) Department - Department of Conservation.
- b) Dog Training - any teaching or exercising activity involving the classification of dogs commonly referred to as sporting dogs in which the primary purpose is to enhance the field performance of the dogs.
- c) Waterdog Training - sporting dog training involving retrieving from water and areas adjacent to water.
- d) Running Season - the period when it is unlawful to hunt. The open raccoon hunting season shall include the hours between sunset and sunrise during the 10 day period preceding the opening date of the raccoon hunting season and the 10 day period following the closing date of the raccoon hunting season.

(Source: Amended at 19 Ill. Reg. **11780**, effective **AUG 03 1995**)

Section 950.40 Dog Training Seasons

- a) The use of horses for dog training purposes is prohibited except at the sites designated by (1).
- b) Dog training at the following sites will be open from September



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1 - March 31, except closed during site upland game season; additional exceptions in parenthesis:

Banner-Marsh-State-Fish-and-Wildlife-Area-(no-closed-season)

Carlyle Lake Lands and Waters Reservoir

Clinton Lake State Recreation Area

Bee-Plaines-State-Fish-and-Wildlife-Area-(open-all-year-except--during site-upland-game-season)

Eldon Hazlet State Park (open-only January 1 - March 31, except north of Allen Branch open per statewide regulations)

Eldon-Hazlet-State-Park-north-of-Allen-Branch

Eberts-Woods-Area

Hamilton County Conservation State-Fish-&-Wildlife Area

Hidden Springs State Forest

Horseshoe Lake State Park Recreation-Area

Iroquois County State Wildlife Management Area

Kankakee River State Park

Kaskaskia River State Fish and Wildlife Area (water dog training only is open all year) (1) restricted-areas-include-all-nature-preserves natural-areas-designated-waterfowl-rest-areas-and-Baldwin-Lake--the Boza-Creek--Waterfowl--Management-Area-shall-be-restricted-during-the waterfowl-season--Water-retriever--training-only--is--open--all--year except--in--the--Boza--Creek--Waterfowl--Management--Area--during--the waterfowl-hunting-season;

Kickapoo State Park (1) Recreation-Area

Lake--Shelbyville--West--Okaw--and--Kaskaskia--Fish-and-Wildlife-Area (additionally-open-sunrise-to-sunset; April-1--June-30-for-coonhound training-only)

Lake Shelbyville - Eagle Creek State Park

Lake Shelbyville - Eagle Creek Wildlife Management Area

Lake Shelbyville - Kaskaskia and West Okaw Wildlife Management Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Marseilles Wildlife Conservation Area (closed Friday, Saturday, and Sunday during September, October and March open-only March-1--August 30)

Middle-Fork-State-Fish-and-Wildlife-Area

Middlefork Wildlife Management Area (1)

Mississippi-River-Area

Peabody River King State Fish and Wildlife Area (West and South Subunits only; water dog training only is open all year)

Railsplitter State Park

Randolph-County-Conservation-Area-(no-closed-season)

Rock Cut State Park open-only March-1---August-30)

Saline County Conservation Area

Sam Parr State Park

Sand Ridge State Forest (during the Controlled Pheasant season, training is permitted on Mondays and Tuesdays) (1) open-September 15---April-30-except-open-only--Mondays--and--Tuesdays--during--site upland-game-season)

Sangchris Lake State Park (water dog training is open all year) closed-from-opening-of-upland-game-season-until-January-17--open--for waterdog-training-exclusively-April-1-through-August-31)

Shabbona Lake State Park (closed during archery deer season Recreation Area--open--from--July--15--through--August--15--then--from--September--16 through--September--30)

Silver Springs State Fish and Wildlife Area

Stephen A. Forbes State Fish and Wildlife Area

Ten Mile Creek Fish and Wildlife Area

Trail of Tears State Forest

Washington County Conservation Area

Weinberg-King State Park (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

c) Dog training at the following sites will be allowed throughout the year

Banner Marsh Fish and Wildlife Area (closed 7 days before through end of waterfowl season)

Des Plaines State Fish and Wildlife Area (closed during site's upland game season)

Mississippi River Fish and Waterfowl Management Area (Pools 25 and 26) (1)

Randolph County Conservation Area

(Source: Amended 19 Ill. Reg. 11780, effective AUG 03 1995)

**Section 950.50 Dog Training Regulations**

It shall be unlawful:

- a) to train dogs on Department property except in designated areas;
- b) to have any firearm in possession except that pistols and shotguns with blank cartridges may be used;
- c) to--park--any-vehicle-in-any-area-other-than-designated-parking-areas and
- d) to-use-horses-on-Department-property-for-dog-training-purposes--except-at-the-following-sites-horses-may-be-used:

Carlyle-Reservoir--(Hiden-Hazlet-State-Park-north-of-Allen-Branch)

Middle-Park-State-Fish-and-Wildlife-Area

Sand-Ridge-State-Forest

Weinberg-King-State-Park

(Source: Amended 19 Ill. Reg. 11780, effective AUG 03 1995)

**Section 950.60 Penalties, Future Rights/Appeal Procedures**

- a) For violation of Section 2.34 of the Wildlife Code [520 ILCS 5/2.34] ~~that--Rev--Stat--1985--ch--64--par--3-34~~ or this Part, the Department will revoke an individual's Dog Training Permit.
- b) Individuals whose Dog Training Permits have been revoked may contest the denial of a permit according to the process delineated in 17 Ill. Adm. Code 2530.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 19 Ill. Reg. 11780, effective AUG 03 1995)

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and Woodchuck (Groundhog) Hunting

2) Code Citation: 17 Ill. Adm. Code 550

3) Section Numbers: Adopted Action:

550.10 Amendments  
550.20 Amendments  
550.30 Amendments

4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].

5) Effective Date of Rulemaking: August 3, 1995

6) Does this rulemaking contain an automatic repeal date? No

7) Does this rulemaking contain incorporations by reference? No

8) Date filed in Agency's Principal Office: August 3, 1995

9) Notice of Proposal Published in Illinois Register: May 12, 1995, 19 Ill. Reg. 6389

10) Has JCAR issued a Statement of Objections to these rules? No

11) Difference(s) between proposal and final version:

In Section 550.30(f), Fort de Chartres, the hyphen was removed in "muzzle-loading."

In Section 550.30(f), Horseshoe Lake, "public" was capitalized.

In Section 550.30(f), Shawnee, the comma following "season" was changed to a semi-colon.

In Section 550.30(g), the spelling of "parentheses" was corrected.

In Section 550.30(g), Kankakee, the comma following "allowed" was changed to a semi-colon and "in addition" was removed.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

13) Will this rulemaking replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rulemaking: This Part was amended to standardize site specific hunting regulations.

16) Information and questions regarding these adopted amendments shall be directed to:

Jack Price  
Department of Natural Resources  
524 S. Second Street, Room 430  
Springfield, IL 62701-1787  
217/782-1809

The full text of the Adopted Amendments begins on the next page:



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 550

RACCOON, OPOSSUM, STRIPED SKUNK, RED FOX, GRAY FOX, COYOTE  
AND WOODCHUCK (GROUNDHOG) HUNTING

## Section

## 550.10 General Regulations

## 550.20 Statewide Regulations

550.30 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and  
Woodchuck (Groundhog) Hunting on Department-Owned, -Leased or -Managed  
Sites

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].

**SOURCE:** 5 Ill. Reg. 8833, effective August 25, 1981; codified at 5 Ill. Reg. 10636; emergency amendment at 5 Ill. Reg. 11593, effective October 20, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 10714, effective August 20, 1982; amended at 7 Ill. Reg. 10782, effective August 24, 1983; amended at 7 Ill. Reg. 16098, effective November 22, 1983; amended at 8 Ill. Reg. 21593, effective October 23, 1984; amended at 9 Ill. Reg. 16204, effective October 9, 1985; emergency amendments at 9 Ill. Reg. 18151, effective November 12, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 16649, effective September 22, 1986; amended at 11 Ill. Reg. 9540, effective May 5, 1987; amended at 12 Ill. Reg. 11730, effective June 30, 1988; amended at 13 Ill. Reg. 10598, effective June 19, 1989; amended at 14 Ill. Reg. 10798, effective June 20, 1990; amended at 15 Ill. Reg. 11598, effective August 2, 1991; amended at 16 Ill. Reg. 11078, effective June 30, 1992; amended at 17 Ill. Reg. 10795, effective July 1, 1993; amended at 18 Ill. Reg. 10090, effective June 21, 1994; amended at 19 Ill. Reg. 11787, effective AUG 03 1995.

**Section 550.10 General Regulations**

a) It is unlawful to hunt raccoon, opossum, striped skunk, red fox, gray fox, coyote and woodchuck (groundhog) in counties open for deer hunting during the firearm deer hunting season as specified in 17 Ill. Adm. Code 650.10, except coyotes may be taken during legal deer hunting hours, only with a shotgun loaded with slugs or a muzzle-loading firearm, and only by persons in possession of a valid unexpired firearms deer permit, during the firearm deer season as specified in 17 Ill. Adm. Code 650.10.

b) Game breeding and licensed hunting preserve areas licensed pursuant to Section 3.27 of the Wildlife Code ~~§§17-Rev-Stat-1991-CH-617-par-3-27~~ [520 ILCS 5/3.27] and managed pursuant to Sections 3.28 and 3.29

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

of the Wildlife Code ~~§§17-Rev-Stat-1991-CH-617-par-3-28--and-3-29~~ [520 ILCS 5/3.28 and 3.29] are exempt from the provisions of this Part.

(Source: Amended at 19 Ill. Reg. 11787, effective AUG 03 1995)

**Section 550.20 Statewide Regulations**

## a) Raccoon, Opossum

- 1) Zones: The State of Illinois is divided by U.S. Rt. 36 (New Rt. 36) into a Northern Zone and Southern Zone.
- 2) Northern Zone hunting dates: November 5 through the next following January 20, except as noted in Section 550.10(a) above.
- 3) Southern Zone hunting dates: November 15 through the next following January 30, except as noted in Section 550.10(a) above.
- 4) Hunting hours: November 5 in the Northern Zone and November 15 in the Southern Zone open for hunting at sunrise; during archery deer season, raccoon and opossum bow hunting hours shall coincide with the statewide archery deer hunting hours; otherwise, hours are unrestricted. Section 2.26 of the Wildlife Code ~~§§17-Rev-Stat-1991-CH-617-par-2-26~~ [520 ILCS 5/2.26].
- 5) Daily limit and possession limit: None.

## b) Red fox and gray fox

- 1) Hunting dates: November 15 through the next following January 31, except as noted in Section 550.10(a) above.
- 2) Hunting hours: Opens November 15 for hunting at sunrise; during archery deer season, red fox and gray fox bow hunting hours shall coincide with the statewide archery deer hunting hours; otherwise, hours are unrestricted.
- 3) Daily limit and possession limit: None.
- c) Coyote and Striped Skunk
  - 1) Hunting dates: Year around except as noted in Section 550.10(a) above.
  - 2) Hunting hours: One-half hour before sunrise to sunset, except during the red fox and gray fox hunting season when statewide hunting hours are unrestricted, and except during archery deer season when coyote and striped skunk bow hunting hours shall coincide with the statewide archery deer hunting hours.
  - 3) Daily limit and possession limit: None.

## d) Woodchuck (groundhog)

- 1) Hunting dates: June 1 through the next following March 31, except as noted in Section 550.10(a) above.
- 2) Hunting hours: Sunrise to sunset.
- 3) Daily limit and possession limit: None.

(Source: Amended at 19 Ill. Reg. 11787, effective AUG 03 1995)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

**Section 550.30 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and Woodchuck (Groundhog) Hunting on Department-Owned, -Leased or -Managed Sites.**

- a) All the regulations in 17 Ill. Adm. Code 510-General Hunting and Trapping apply in this Section, unless this Section ~~section~~ is more restrictive.
- b) For sites where hunter quotas exist and permits are required a drawing shall be held prior to the opening of the season. The date of the drawing shall be announced by the Department by public announcement news-release and the drawing shall be held at the site. The number of permits per site shall be determined pursuant to 17 Ill. Adm. Code 510.20. ~~Permits may be obtained from site offices and must be in possession while hunting. For those sites which require a harvest report to be submitted following the close of hunting season failure to report shall result in the hunter being ineligible to hunt at that site for the following year.~~
- c) ~~.22 rimfire firearms~~ permitted from sunset to sunrise unless otherwise specified.
- d) Coyote and striped skunk season shall coincide with the statewide fox season unless otherwise specified.
- e) No woodchuck (groundhog) hunting allowed unless otherwise specified.
- f) Statewide regulations as provided for in this rule apply at the following sites (exceptions are in parentheses):

Anderson Lake Conservation Area (all hunting to begin after the close of duck season)

Argyle Lake State Park

Banner Marsh State Fish and Wildlife Area (coyote-only; ~~firearm season--coincides--with--the-site-upland-game-season--(See-Section 530-10(b))--and-Section-530-20(b))--archery-season--coincides--with site-archery-deer-hunting-season--(See-Section-670-10))~~

Big Bend State Fish and Wildlife Area

Big River State Forest

Cache River State Natural Area

Campbell Pond Wildlife Management Area

Carlyle Lake Lands and Waters - Corps of Engineers Management Lands

Carlyle Lake Wildlife Management Area (subimpoundment area closed 7 days prior to and during the southern zone waterfowl season)

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## NOTICE OF ADOPTED AMENDMENTS

Dog Island Wildlife Management Area

Eldon Hazlet State Park (north of Allen Branch and west of Peppenhorst Branch)

Fort de Chartres Historic Site (muzzle-loading firearms and archery or bow and arrow only)

Horseshoe Lake Conservation Area - Alexander County (Public Hunting Area except Controlled Hunting Area)

I-24 Wildlife Management Area

Johnson Sauk Trail State Park (archery only; coyote and fox only; season shall coincide with archery deer season on this site)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to and during duck season)

Kidd Lake State Natural Area

Kinkaid Lake Fish and Wildlife Area

Marseilles Wildlife Area (coyote and fox only; fox statewide season; coyote opens with fox season - February 28; hunting hours 1/2 hour before sunrise - sunset)

Marshall County Fish and Wildlife Area (raccoon, opossum only; season opens day after duck season)

Mississippi River Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 16, 17, 18, 21, 22 and 24 (groundhog hunting allowed) (c)

Oakford Conservation Area

Panther Creek Conservation Area (statewide seasons for coyote and striped skunk)

Peabody River King State Fish and Wildlife Area (West subunit only)

Pike County Conservation Area (all hunting closes November 30 in area A; all hunting closes December 15 in area C)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Randolph County Conservation AreaRend Lake Project Lands and WatersSangamon County Conservation Area

Sanganois State Fish and Wildlife Area (statewide seasons for coyote and striped skunk)

Sangchris Lake State Park (fox and coyote hunting--only;--harvest report--required;--hunting--is--prohibited--within--200--yards--of developed--areas--such--as--picnic--and--camping--areas;--hunters pursuing--upland--game;--waterfowl;--or--deer--in--accordance--with site-specific--regulations--set--forth--in--17--Ill. Adm. Code--5307 5907--6507--660--and--670;--respectively;--may--take--fox--and--coyote during--the--statewide--seasons--for--fox--and--coyote--hunting;--in addition;--fox--and--coyote--may--be--taken--during--statewide--hunting hours--from--the--end--of--the--goose--hunting--season--in--the--central zone--to--the--end--of--the--statewide--fox--hunting--season;--coyotes--may also--be--taken--from--the--close--of--the--statewide--fox--hunting--season through--March--31;--any--fox--or--coyote--taken--must--be--removed--from the--site;--hunters--must--report--harvest--at--site--office)

Shawnee National Forest, Oakwood Bottoms and LaRue Scatters (season closes 7 3 days before opening of duck season and remains closed through the duck season; at Oakwood Bottoms non-toxic shot only)

Shawnee National Forest;--Oakwood--Bottoms--(Greentree--Reservoir west--of--the--Big--Muddy--River--season--closes--3--days--before--opening of--duck--season--and--remains--closed--through--the--duck--season; non-toxic--shot--only)

Siloam Springs State Park (coyote and striped skunk only;--season will--coincide--with--statewide--archery--deer--season;--for--archers only--and--second--firearm--season;--shotgun--only)

Silver--Springs--State--Park--(fox--and--coyote--hunting--only;--season opens--the--day--after--pheasant--season--closes;--coyote--season--closes March--31;--hunters--must--check--in--and--check--out--and--report--harvest prior--to--leaving--site)

Site--M--(22--rimfire--firearms--permitted;--hunters--must--obtain--a season--long--permit--from--the--site--office;--no--woodchuck--hunting)

Tapley Woods State Natural Area (shotguns or muzzleloading rifles only may be used from sunset - sunrise)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Trail of Tears State ForestTurkey Bluffs State Fish and Wildlife AreaWashington County Conservation AreaWeinburg-King State Park (c)(d)Wildcat Hollow State Forest

Woodford County Fish and Wildlife Area (raccoon, opossum only; season opens after duck season)  
g) 1) Statewide regulations as provided for in this part apply at the following sites; 2) rifle firearms permitted from sunset to sunrise exceptions are in parentheses; Statewide regulations apply except that hunters must obtain a permit from the Department where hunter quotas exist, permits are allocated as described in 550.30(b); permits must be in possession while hunting; the permit must be returned by February 15 or hunter will forfeit hunting privileges at that site the following year (exceptions are in parentheses):

Chauncey Marsh (obtain permit at Red Hills State Park Headquarters)

Clinton Lake State Recreation Area

Crawford County Conservation Area

Fox Ridge State Park

Green River State Wildlife Area (all hunting begins on the day after upland game season; raccoons, opossum and fox close with statewide season; skunk and coyote close the last day of February)

Hamilton County Conservation Area

Hidden Springs State Forest

Iroquois County Wildlife Management Area (season opens the day after Permit Pheasant Season)

Kankakee River State Park (no rifle or handgun hunting allowed; the furbearer hunting season opens the day after the last day of the site's upland hunting seasons through statewide close of respective seasons for furbearers except skunk and coyote close with fox season)



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Kickapoo State Park

Lake Shelbyville - Eagle Creek State Park (sunrise to sunset only; shotgun only)

Lake Shelbyville - Eagle Creek Wildlife Management Area

Lake Shelbyville - Kaskaskia and West Okaw Wildlife Management Area

Lincoln Trail State Park (season opens day after second firearm deer season; closes December 20; hunting hours sunset to sunrise only; raccoon only permit-and-harvest-report-required; raccoon hunting-only; hunting-allowed-from-sunset-on-the-first-day-after-the-first-firearm-deer-season-to-sunrise-on-the-first-day-before-the-second-firearm-deer-season-and-from-sunset-the-day-after-the-second-firearm-deer-season-to-sunrise-on-December-20)

Marshall's Conservation Area--two-night-hunting; fox-and-coyote hunting-only; fox-season-January-1---State-closing; coyote January-1---February-20

Marshall State-Fish-and-Wildlife Area--raccoon-and-opossum hunting-only

Middlefork Fish and Wildlife Management Area

Mississippi River-Pools-16-17-18-hunting-prohibited-within-300 feet-of-developed-areas

Mississippi River-Pools-21-22-23-24-25-26-hunting-prohibited within-300-feet-of-developed-areas-and-legal-waterfowl-blinds during-waterfowl-season

Oakford Conservation Area

Pike County Conservation Area-tail-hunting-closes-November-30-in Area-A; all-hunting-closes-December-15-in-Area-C

Ramsey Lake State ParkSaline County Fish and Wildlife AreaSand Ridge State Forest

Sangamon Conservation Area-hunting-prohibited-within-300-feet of-developed-areas-and-legal-blinds-during-waterfowl-season

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Sangchris Lake State Park (fox, coyote and skunk hunting only; statewide seasons for fox, coyote and stiped skunk except during waterfowl season only hunters pursuing waterfowl in accordance with site-specific regulations set forth in 17 Ill. Adm. Code 590 may take fox, coyote and skunk; shotgun only)

Site M (statewide seasons for coyote and striped skunk)Stephen A. Forbes State ParkSunspot Mine

Ten Mile Creek State Fish and Wildlife Area (statewide coyote, striped skunk, and groundhog hunting allowed permit-required; areas-designated-as-Refuge-are-closed-to-all-access-during-Canada Goose-season-only)

Walnut Point Fish and Wildlife Management Area (season opens day after second firearm deer season; closes December 20; hunting sunset to sunrise only; raccoon only)

et) Statewide-regulations-as-provided-for-in-this-Part-apply-at-the following-sites--in-addition; coyote-and-striped-skunk-season-shall coincide-with-statewide-fox-season;--22--timfire--firearms--permitted from-sunset-to-sunrise--exceptions-are-in-parentheses; Anderson--Lake--Conservation-Area--tail-hunting-to-begin-after-the close-of-regular-duck-season

Argyle Lake State ParkBig Bend Conservation AreaBig River State ForestCache River State Natural Area

Green River State Wildlife Area (Bee County--Conservation Area) (permit-required; raccoon--opossum--and--fox--season-January-1 through-the-end-of-the-statewide-season; coyote-and-striped-skunk season-January-15--February-20)

Ramsey Lake State Park (permit-required)

Saline County Conservation Area (hunting-north-of-the-township road-only)

Sand Ridge State Forest (permit-required; raccoon-and-opossum season-dates-shall-coincide-with-trapping-season)



DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: The Taking of Wild Turkeys - Fall Archery Season
- 2) Code Citation: 17 Ill. Adm. Code 720
- 3) Section Numbers: Adopted Action:  
720.10 Amendments  
720.30 Amendments  
720.40 Amendments
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10 and 2.11 of the Wildlife Code. (520 ILCS 5/1.3, 1.4, 2.9, 2.10 and 2.11).
- 5) Effective Date of Rulemaking: August 3, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 3, 1995
- 9) Notice of Proposal Published in Illinois Register: May 12, 1995, 19 Ill. Reg. 6401
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version: In Section 720.30(a), the period at the end of the paragraph was changed to a semi-colon.  
In Section 720.40, "Giant City" was listed twice, one was removed.  
In Section 720.40, "Pike County" - "Hunting" was stricken in two places and replaced with "hunting" and the closing parentheses was underscored.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part was amended to make statewide season dates generic; open 5 new counties to fall archery turkey hunting; standardize site specific regulations; and define a baited area.
- 16) Information and questions regarding these adopted amendments shall be directed to:

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

Jack Price  
Department of Natural Resources  
524 S. Second Street, Room 430  
Springfield, IL 62701-1787  
(217) 782-1809

The full text of the Adopted Amendment begins on the next page:



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 720

## THE TAKING OF WILD TURKEYS - FALL ARCHERY SEASON

Section	
720.10	Hunting Seasons and Counties Open to Hunting
720.20	Statewide Turkey Permit Requirements
720.25	Turkey Permit Requirements - Landowner/Tenant Permits
720.30	Turkey Hunting Regulations
720.40	Regulations at Various Department-Owned or -Managed Sites
720.50	Releasing or Stocking of Turkeys (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10, and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.9, 2.10 and 2.11].

**SOURCE:** Adopted and codified at 8 Ill. Reg. 7825, effective May 22, 1984; emergency amendments at 8 Ill. Reg. 20086, effective October 12, 1985, for a maximum of 150 days; emergency expired March 2, 1985; amended at 9 Ill. Reg. 14311, effective September 5, 1985; amended at 11 Ill. Reg. 9556, effective May 5, 1987; amended at 12 Ill. Reg. 12254, effective July 15, 1988; amended at 13 Ill. Reg. 12831, effective July 21, 1989; amended at 14 Ill. Reg. 12413, effective July 20, 1990; amended at 15 Ill. Reg. 11611, effective August 2, 1991; amended at 16 Ill. Reg. 11093, effective June 30, 1992; amended at 16 Ill. Reg. 15442, effective September 28, 1992; amended at 17 Ill. Reg. 281, effective December 28, 1992; amended at 17 Ill. Reg. 10850, effective July 1, 1993; amended at 18 Ill. Reg. 10104, effective June 21, 1994; amended at 19 Ill. Reg. 11799, effective AUG 03 1995.

## Section 720.10 Hunting Seasons and Counties Open to Hunting

a) Season: Statewide season October 1 through the second Thursday in next following January-12, closed during firearm deer season, as set out in 17 Ill. Adm. Code 6507--except--those--Department--of--Conservation--Department--or--BOC--sites--designated--below--by--asterisk--(\*)--shall--be--open--to--archery--turkey--hunting--without--regard--to--firearm--deer--season--no--firearm--deer--hunting--pursuant--to--17--Ill--Adm--Code--650--allowed--.

b) Open Counties:

Adams	Mason
Alexander	McDonough
Bond	Menard
Brown	Mercer
Bureau	Monroe
Calhoun	Morgan
Carroll	Ogle
Cass	Peoria

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Clark	Perry
Clay	Pike
Cumberland	Pike
Effingham	Pope
Fayette	Putnam
Fulton	Randolph
Gallatin	Rock Island
Greene	Saline
Hancock	Schuyler
Hardin	Scott
Henderson	St. Clair
Jackson	Stephenson
Jersey	Tazewell
Jobaviess	Union
Johnson	Washington
Knox	Wayne
Lee	Whiteside
Macoupin	Williamson
Madison	Winnebago
Marion	

(Source: Amended at 19 Ill. Reg. 11799, effective AUG 03 1995)

## Section 720.30 Turkey Hunting Regulations

It is unlawful:

- to use live turkey decoys, recorded calls, dogs or bait. An area is considered as baited during the presence of and for 10 consecutive days following the removal of bait;
- to take, or attempt to take, more than 1 wild turkey during the fall archery season (either sex may be harvested);
- to use any weapon except a long, recurved or compound bow with a minimum pull of 40 pounds at some point within a 28 inch drawn; a hunting arrow with a barbless broadhead is the only legal arrow. All other bows and arrows, including electronic arrow tracking systems, are illegal. Any mechanical device capable of maintaining a drawn or partially drawn position on a bow is illegal;
- for any person having taken a wild turkey to further participate with a weapon in any hunting party for the purpose of taking additional turkeys;
- for any person to hunt wild turkeys without having a signed Archery Wild Turkey Hunting Permit in possession;
- to transport or move a wild turkey without first affixing and properly sealing the adhesive-backed turkey permit securely around the leg. Leg tag must be affixed to the turkey immediately upon kill. No person shall leave any turkey that has been killed without properly attaching the turkey permit around the leg;

## DEPARTMENT OF CONSERVATION

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- g) to fail to send the mail-in portion of the turkey permit and feathers as indicated on the mail-in envelope to the Department in the envelope supplied within 48 hours of taking a turkey with bow and arrow. Failure to follow this rule constitutes illegal possession of a wild turkey and is punishable by a fine plus turkey hunting privileges being suspended for the following year; and
- h) to possess, while in the field during archery turkey season, any turkey permit issued to another person.

(Source: Amended at 19 Ill. Reg. **11799**, effective

**AUG 03 1995**)

## Section 720.40 Regulations at Various Department-Owned or -Managed Sites

~~at All--the--regulations--in--17--Ill--Adm--Code--510--General--Hunting--and trapping--apply--in--this--Section--unless--this--Section--is--more resttative.~~

~~b) Statewide regulations shall apply for the following sites, except those sites designated below by asterisk (\*) shall be open to archery turkey hunting without regard to firearm deer season. Those sites followed by (1) require hunters to check in and check out. Those sites followed by (2) require hunters to obtain a permit from the site before hunting:~~

\* Anderson Lake Conservation Area (1)

Argyle Lake State Park (1)

Beaver Dam State Park (2) ~~only--archery--deer--hunters--will--be--allowed to--take--turkeys--while--deer--hunting--during--the--prescribed--season--dates~~

Big Bend State Fish and Wildlife Area (1)

Big River State Forest (1)

Cache River State Natural Area ~~(Battle-Black-Stough-Hunting-Area)~~

Campbell Pond Wildlife Management Area

Carlyle Lake Lands and Waters - Corps of Engineers Managed Lands

Carlyle Lake Wildlife Management Area ~~and--Corps--of--Engineers--managed land~~ (subimpoundment area closed 7 3 days prior to and during the southern zone waterfowl ~~duck~~ season)

Castle Rock State Park (1) ~~(November-1-through-December-31)~~

Dog Island Wildlife Management Area

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Ferne Clyffe State Park

Fort de Chartres Historic Site

Franklin Creek State Park (1)

Giant City State Park

Green River State Wildlife Area (Monday and Tuesday only during the controlled pheasant season) (1)

I-24 Wildlife Management Area

Kaskaskia River State Fish and Wildlife Area (except that area north of Hwy 154, east of the Kaskaskia River, and south of Risdon School Road and Beck's Landing access road)

Kinkaid Lake Fish and Wildlife Area

Lowden-Miller State Forest (1)

Mackinaw Fish and Wildlife Area (1)

Mississippi Palisades State Park (season--dates--November 1 through December 31) (2)

Mississippi River Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools Pool 16, 17 and 187-217-22-and-24

Mississippi River Pools 21, 22 and 24

Oakford Conservation Area

Panther Creek Conservation Area

Pere Marquette State Park (1)

Pike County Conservation Area (all hunting Hunting closes November 30 in Area A; all hunting Hunting closes December 15 in Area C)

Pyramid State Park

\* Ramsey Lake State Park (2)

\* Randolph County Conservation Area

Saline County Conservation Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

\* Sam Dale Lake Conservation Area (2)

Sand Ridge State Forest (2)

Sanganois State Fish and Wildlife Area

Shawnee-National-Forest

Siloam Springs State Park

Site M (2) (parking-permitted-in-designated-areas-only)\* Stephen A. Forbes State Park (2)Sunspot-Mine-(Pulmon-and-Schuyler-Counties)

Tapley Woods State Natural Area (2)

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area

Union-County-Public-Hunting-Area-(October-1-15-only)

Union County Conservation Area - firing line unit - Statewide, season,  
Public Hunting Area October 1-25 days prior to the opening of goose  
season, reopens with the close of the Quota Zone goose season Pitting

Bine-Management-Unit-only

Weinburg-King State Park

Wildlife Hollow State Forest

Witkowsky State Wildlife Area (2)

et) Additional--regulations--may-be-posted-at-the-sites-when-more-restriction-is  
required---these-additional-regulations-shall-include-but-not-be--limited--to  
selected--check--stations--limited--hunting--hours--and-designated--first-come  
first-served-sites.

(Source: Amended at 19 Ill. Reg. **11799**, effective  
**AUG 03 1995**)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: The Taking of Wild Turkeys - Fall Gun Season2) Code Citation: 17 Ill. Adm. Code 7153) Section Numbers: Adopted Action:

715.10

Amendments

715.20

Amendments

715.21

Amendments

715.30

Amendments

715.40

Amendments

4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10 and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10 and 2.11].5) Effective Date of Rulemaking: August 3, 19956) Does this rulemaking contain an automatic repeal date? No7) Does this rulemaking contain incorporations by reference? No8) Date filed in Agency's Principal Office: August 3, 19959) Notice of Proposal Published in Illinois Register: May 12, 1995, 19 Ill. Reg. 640810) Has JCAR issued a Statement of Objections to these rules? No11) Difference(s) between proposal and final version: None12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes13) Will this rulemaking replace an emergency rule currently in effect? No14) Are there any amendments pending on this Part? No15) Summary and Purpose of Rulemaking: This Part was amended to standardize generic season dates for statewide season and application dates; to define what constitutes baiting; to standardize site specific regulations; and to open 2 new counties to fall firearm turkey hunting.16) Information and questions regarding these adopted amendments shall be directed to:



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Jack Price  
Department of Natural Resources  
524 S. Second Street, Room 430  
Springfield, IL 62701-1787  
217/782-1809

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 715

## THE TAKING OF WILD TURKEYS - FALL GUN SEASON

## Section

- 715.10 Hunting Season, Open Counties and Permit Quotas
- 715.20 Statewide Turkey Permit Requirements
- 715.21 Turkey Permit Requirements - Special Hunts
- 715.25 Turkey Permit Requirements - Landowner/Tenant Permits
- 715.30 Turkey Hunting Regulations
- 715.40 Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10 and 2.11 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10 and 2.11].

**SOURCE:** Adopted at 13 Ill. Reg. 14950, effective September 6, 1989; amended at 14 Ill. Reg. 12421, effective July 20, 1990; amended at 15 Ill. Reg. 11618, effective August 2, 1991; amended at 16 Ill. Reg. 11101, effective June 30, 1992; amended at 17 Ill. Reg. 10858, effective July 1, 1993; amended at 18 Ill. Reg. 10013, effective June 21, 1994; amended at 19 Ill. Reg. **11806**, effective **AUG 03 1995**.

## Section 715.10 Hunting Season, Open Counties and Permit Quotas

- a) Season: ~~October--15--through-October-23--1994~~ Nine days beginning on Saturday of the Second complete 3-day weekend (Friday, Saturday, Sunday) after October 10.
- b) Open Counties

## OPEN COUNTIES

Adams  
Alexander  
Brown  
Calhoun  
Carroll  
Cass  
Gallatin/Hardin (south of Rt. 13 only)  
Greene  
Hancock  
Henderson  
Jackson  
Jersey  
Jo Daviess  
Macoupin

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Marion  
McDonough  
Pike  
Pope (north of Rt. 146 only)  
Randolph  
Saline  
Schuyler  
Scott  
Union  
Williamson

- c) Permit quotas shall be set by the Department of Conservation on a county or special hunt area basis.

(Source: Amended 19 Ill. Reg. 11806, effective AUG 03 1995)

## Section 715.20 Statewide Turkey Permit Requirements

- a) To take, or attempt to take, a wild turkey, Illinois residents must first obtain a "Wild Turkey Hunting Permit" from the Department of Conservation for a fee of \$15.00. Non-resident turkey hunters shall be charged \$75.00 for the first wild turkey hunting permit. If a second permit is obtained, the fee shall be \$25.00. Residents, except those exempted by Section 3.1 of the Wildlife Code (411-Rev-Stat-1991-Ch-61-Pars-3-11) (520 ILCS 5/3.1) are required to obtain a hunting license before hunting wild turkey. Permits are issued for a specific county or area and are valid only in the county or area designated on the permit. Applications for wild turkey permits must be mailed to:

Department of Conservation - Turkey  
524 S. Second Street, Room 210  
P.O. Box 19446  
Springfield, IL 62794-9446

- b) Applicants must complete all portions of the permit application form. Incomplete applications shall be rejected and fees returned. Each applicant must submit a personal check or money order for his/her individual application. Not more than 6 applications may be submitted for group hunters. Applicants submitting applications within three weeks of the season shall not be guaranteed receipt of permit by start of season.

- c) Applications shall be accepted from residents only beginning the first Monday in July. All requests must be on an official application form. Permits are not transferable and refunds shall not be granted. Permits shall be allocated in a computerized drawing to be held in Springfield in which the first choice of county shall be allocated before the second choice is considered. Applications postmarked after the third Monday in July shall not be included in the drawing.
- d) Permits not issued during the computerized drawing shall be available

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

in a random daily drawing beginning August--22 the third Monday in August. All hunters not receiving a permit in the computerized drawing and non-residents may apply at this time for the available permits.

e) Any permits not issued as of the third Monday in September shall also be available in a random daily drawing to those hunters who have previously received one permit. Hunters may obtain a maximum of two permits for the fall gun season.

- f) A \$3.00 service fee shall be charged for replacement permits issued by the Department, except when permits are lost in the mail, no charge shall be made.

- g) It shall be unlawful to:
- 1) Submit applications for more than one permit for the same person; or
  - 2) Provide false and/or deceptive information on a permit application form. In addition to criminal charges, individuals found guilty of violating this Section shall have their application rejected, permit revoked, and fees forfeited.

(Source: Amended at 19 Ill. Reg. 11806, effective AUG 03 1995)

## Section 715.21 Turkey Permit Requirements - Special Hunts

Special hunt sites are defined as those sites which are owned or controlled by agencies/entities other than the Department, or sites at which the Department only controls a portion of the property designated for hunting, which issue hunting permits through the Department of Conservation's Permit Office. The Permit Office issues turkey hunting permits for sites listed below:

Savanna Army Depot (Jo Daviess County) Spectai--hunts--are regulated by the agency which manages the property. The Permit Office--only--issues turkey hunting permits for Savanna Army Depot (Jo Daviess County);

(Source: Amended at 19 Ill. Reg. 11806, effective AUG 03 1995)

## Section 715.30 Turkey Hunting Regulations

It is unlawful:

- a) to use live turkey decoys, recorded calls, dogs or bait. An area is considered as baited during the presence of and for 10 consecutive days following the removal of bait;
- b) to take, or attempt to take, more than one wild turkey per valid permit (either sex may be harvested);
- c) to use any weapon except a shotgun. #4 shot is the largest and #7 1/2 is the smallest size shot that may be legally used;
- d) to hunt except from 1/2 hour before sunrise to sunset during each day of the season;

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- e) for any person to hunt wild turkeys without having a signed Wild Turkey Hunting Permit in possession;
- f) to transport a wild turkey without first affixing the adhesive-backed turkey permit securely around the leg. Leg tag must be affixed to the turkey immediately upon kill. No person shall leave a turkey that has been killed without properly attaching the turkey permit around the leg. The wild turkey shall be taken whole or field dressed, by the hunter in person, to the designated check station for the county in which it was killed, or the closest check station, by 7:00 p.m. the same day it was killed. It shall be checked, tagged and recorded by the Department at the check station;
- g) for any person to shoot a wild turkey while it is in a tree before 7:00 a.m.; and
- h) to possess while in the field, during turkey season, any turkey permit issued to another person. (Permits are non-transferable.)

(Source: Amended at 19 Ill. Reg. 11806, effective AUG 03 1995)

## Section 715.40 Regulations at Various Department-Owned or -Managed Sites

- a) Statewide regulations shall apply for the following sites: Statewide regulations--(see 17 Ill. Adm. Code 510)--shall apply for the following sites:

Kaskaskia River State Fish and Wildlife Area (except that area north of Hwy. 154, east of the Kaskaskia River and south of Risdon School Road and Beck's Landing access road)

Mississippi River Pools 10 (Henderson County only) 7-217--227--247 25-and-26

Mississippi River Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 21, 22, 24

Panther Creek Conservation Area

Pike County Conservation Area

Shawnee National Forest

Sunspot Mine (Schuyler County only)

- b) Statewide regulations shall apply except that all hunters must check in, and check out, and report harvest at those sites listed below, and must report turkey harvest at the check station or on a sign-out sheet at the areas listed below: Quotas, where listed, shall be on a

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

first-come, first-serve basis. Hunters shall not be allowed to sign in prior to 4 a.m. each day of the season.

Argyle Lake State Park

Big River State Forest (quota will be publicly announced)

Fort de Chartres Historic Site (muzzleloading shotguns shotgun only)

Giant City State Park

Kinkaid Lake Fish and Wildlife Area

Mississippi River Pool 18 (Henderson County only)

Pere Marquette State Park (only that portion of site south of Graham Hollow Road) ---Public-Hunting-Area

Pike County Conservation Area

Saline County Conservation Area

Siloam Springs State Park ---quota will be publicly announced

Site M

Tapley Woods State Natural Area ---quota will be publicly announced

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area

Union County Conservation Area-Firing Line Management Unit Only

Weinburg-King State Park

Witkowsky State Wildlife Area---quota will be publicly announced  
 et Additional---regulations---may be posted at the sites when more  
 restriction is required---these additional regulations shall include  
 but not be limited to: selected check stations, limited hunting hours  
 and designated first-come-first-serve areas.

(Source: Amended at 19 Ill. Reg. 11806, effective AUG 03 1995)



## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Public Schools Evaluation, Recognition and Supervision
- 2) Code Citation: 23 Ill. Adm. Code 1
- 3) Section Number: 1.100  
Adopted Action:  
Amendment
- 4) Statutory Authority: 105 ILCS 5/2-3.25g
- 5) Effective Date of Rules: August 4, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rule contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 4, 1995.
- 9) Notice of Proposal Published in Illinois Register: 19 Ill. Reg. 4783; March 17, 1995
- 10) Has JCAR issued a Statement of Objections to these rule(s)? No
- 11) Difference(s) between proposal and final version: In Section 1.100(h), the following change was made:

h) Disapproval of an application for a waiver or modification of a State Board rule or for a modification of a School Code mandate shall be sent by certified mail to the applicant no later than 45 calendar days after receipt of the application by the State Board. An applicant wishing to appeal the denial of a request may do so within 30 calendar days after receipt of the denial--by--following--the--directions--set forth--in--the denial letter by sending a written appeal by certified mail to the Illinois State Board of Education, Quality Review and School Accreditation, 100 North First Street, Springfield, Illinois 62777-0001. The written appeal shall include the date the local school board approved the original request, the citation of the rule or School Code section involved, and a brief description of the issue. Appeals of denials shall be submitted to the General Assembly in the semiannual report required under Section 2-3.25g of the School Code.

A new Section 1.100(j) was added that reads:

- i) The State Board of Education shall notify Regional Superintendents of Schools of the disposition of requests for waivers or modifications submitted by school districts located within their regions.

- 12) Have all the changes agreed upon by the agency and JCAR been made as

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

indicated in the agreement letter issued by JCAR? Yes

- 13) Will this amendment replace an emergency amendment currently in effect?  
Yes
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendment: P.A. 89-3, effective February 27, 1995, amended Section 2-3.25g of the School Code, which permits regulatory or statutory waivers or modifications under certain circumstances. Emergency rules were promulgated to set forth specific procedures for requesting waivers or modifications; those expire August 14, 1995. This ordinary rulemaking will replace the emergency rules currently in effect.
- 16) Information and questions regarding this adopted amendment shall be directed to:

Name: Richard Basden  
Quality Review and School Accreditation  
Address: Illinois State Board of Education  
100 North First Street  
Springfield, Illinois 62777-0001  
Telephone: (217) 782-2948

The full text of the adopted amendments begins on the next page:

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER I: STATE BOARD OF EDUCATION

## SUBCHAPTER a: PUBLIC SCHOOL RECOGNITION

## PART 1

## PUBLIC SCHOOLS EVALUATION, RECOGNITION AND SUPERVISION

## SUBPART A: SCHOOL ACCREDITATION

## Section

## Definitions

1.10 The School Accreditation Process

1.20 Development of School Improvement Plans

1.30 Student Performance and School Improvement Requirements

1.40 State Assessment

1.50 Operational Compliance

1.60 Effective Dates of Accreditation

1.70 Academic Watch List

1.80 System of Rewards and Recognition

1.90 Waiver and Modification of State Board Rules and School Code Mandates

## SUBPART B: SCHOOL GOVERNANCE

## Section

1.210 Powers and Duties

1.220 Duties of Superintendent

1.230 Board of Education and the School Code

1.240 Equal Opportunities for all Students

1.245 Waiver of School Fees

1.250 District to Comply with 23 Ill. Adm. Code 175 and 185

1.260 Commemorative Holidays to be Observed by Public Schools

1.270 Book and Material Selection

1.280 Discipline

1.290 Absenteeism and Truancy Policies

## SUBPART C: SCHOOL DISTRICT ADMINISTRATION

## Section

1.310 Administrative Responsibilities

1.320 Duties

1.330 Hazardous Materials Training

## SUBPART D: THE INSTRUCTIONAL PROGRAM

## Section

1.410 Determination of the Instructional Program

1.420 Basic Standards

## STATE BOARD OF EDUCATION

## NOTICE OF ADOPTED AMENDMENTS

1.430 Additional Criteria for Elementary Schools

1.440 Additional Criteria for High Schools

1.445 Required Course Substitute

1.450 Special Programs

1.460 Credit Earned Through Proficiency Examinations

1.462 Uniform Annual Consumer Education Proficiency Test

1.465 Ethnic School Foreign Language Credit and Program Approval

1.470 Adult and Continuing Education

1.480 Correctional Institution Educational Programs

## SUBPART E: SUPPORT SERVICES

## Section

1.510 Transportation

1.520 School Food Services

1.530 Health Services

1.540 Pupil Personnel Services (Repealed)

## SUBPART F: STAFF CERTIFICATION REQUIREMENTS

## Section

1.610 Public School Districts

1.620 Accreditation of Staff

1.630 Noncertificated Personnel

1.640 Requirements for Different Certificates

1.650 Transcripts of Credits

1.660 Records of Professional Personnel

## SUBPART G: STAFF QUALIFICATIONS

## Section

1.705 Minimum Requirements for Teachers

1.710 Minimum Requirements for Elementary Teachers

1.720 Minimum Requirements for Teachers of Junior High and Departmentalized

Upper Elementary Grades

1.730 Minimum Requirements for Secondary Teachers and Specified Subject Area

Teachers in Grades Six (6) and Above

1.735 Requirements to Take Effect on July 1, 1991

1.736 Requirements to Take Effect on July 1, 1994

1.740 Standards for Reading

1.750 Standards for Media Services

1.760 Standards for Pupil Personnel Services

1.770 Standards for Special Education Personnel

1.780 Standards for Teachers in Bilingual Education Programs

1.781 Requirements for Bilingual Education Teachers in Grades K-12

1.782 Requirements for Teachers of English as a Second Language in Grades

K-12

1.790 Substitute Teacher

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- APPENDIX A Professional Staff Certification  
 APPENDIX B Certification Quick Reference Chart  
 APPENDIX C Glossary Of Terms  
 APPENDIX D State Goals for Learning  
 APPENDIX E Evaluation Criteria - Student Performance and School Improvement Determination  
 APPENDIX F Criteria for Determination - Student Performance and School Improvement  
 APPENDIX G Criteria for Determination - State Assessment

AUTHORITY: Implementing Sections 2-3.25, 2-3.25g, 2-3.43, 2-3.44, 2-3.96, 10-17a, 10-20.14, 10-22.43a, 14C-8, 26-13, 27-12.1, 27-13.1, 27-20.3, 27-20.4, 27-20.5, 27-22, and 27-23.3 and authorized by Section 2-3.6 of the School Code 2-3.25g [105 ILCS 5/2-3.25, 2-3.25g (see P.A. 89-3, effective February 27, 1995), 2-3.43, 2-3.44, 2-3.96, 10-17a, 10-20.14, 10-22.43a, 14C-8, 26-13, 27-12.1, 27-13.1, 27-20.3, 27-20.4, 27-20.5, 27-22, 27-23.3, and 2-3.6].

SOURCE: Adopted September 21, 1977; codified at 7 Ill. Reg. 16022; amended at 9 Ill. Reg. 8608, effective May 28, 1985; amended at 9 Ill. Reg. 17766, effective November 5, 1985; emergency amendment at 10 Ill. Reg. 14314, effective August 18, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 3073, effective February 2, 1987; amended at 12 Ill. Reg. 4800, effective February 26, 1988; amended at 14 Ill. Reg. 12457, effective July 24, 1990; amended at 15 Ill. Reg. 2692, effective February 1, 1991; amended at 16 Ill. Reg. 18010, effective November 17, 1992; expedited correction at 17 Ill. Reg. 3553, effective November 17, 1992; amended at 18 Ill. Reg. 1171, effective January 10, 1994; emergency amendment at 19 Ill. Reg. 5137, effective March 17, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 6530, effective May 1, 1995; amended at 19 Ill. Reg. **11813**, effective **AUG 04 1995**.

## SUBPART A: SCHOOL ACCREDITATION

## Section 1.100 Waiver and Modification of State Board Rules and School Code Mandates

- a) In order to request a waiver as authorized in Section 2-3.25g of the School Code, the school board or independent authority representing the school must complete the waiver request form designated by the State Board and approve the submission of the request at a public board meeting. The State Superintendent will review the waiver request as to the impact of the waiver if granted, on school improvement issues. The State Superintendent may request additional information or assurances from the district. The decision of the State Superintendent to grant or deny the waiver is final.
- b) A panel of persons interested in student performance and school improvement issues will review all waivers acted upon by the State Superintendent. The panel will periodically forward to the State Superintendent recommendations on the issues raised in the waiver

## STATE BOARD OF EDUCATION

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- requests.
- c) A request to extend an approved waiver shall be made in the same manner and on the same form as an original waiver request and shall be approved or disapproved in the same manner as an original request.
- d) School improvement issues means those issues which arise in the course of preparing for or implementing the procedures or requirements of this Subpart.

- a) As authorized in Section 2-3.25g of the School Code [105 ILCS 5/2-3.25g, see P.A. 89-3, effective February 27, 1995], a school district or independent authority established pursuant to Section 2-3.25f of the School Code [105 ILCS 5/2-3.25f] may petition for:
- 1) State Board approval of waivers or modifications of State Board of Education rules and of modifications of School Code mandates to allow a district to meet the intent of the rule or mandate in a more effective, efficient or economical manner or when necessary to stimulate innovation or to improve student performance; and/or
  - 2) General Assembly approval of waivers of School Code mandates as necessary to stimulate innovation or improve student performance.
- "The School Code" comprises only those statutes compiled at 105 ILCS 5. Waivers from State Board rules or School Code mandates pertaining to special education, teacher certification, or teacher tenure and seniority are not permitted (Section 2-3.25g of the School Code).
- c) Each application for a waiver or modification shall provide the following, on a form supplied by the State Board of Education.
- 1) Identification of the rule(s) or mandate(s) involved, either by quoting the exact language of or by providing a citation to the rule(s) or mandate(s) at issue. Districts unable to determine the exact language or citation may obtain a copy of, or citation to, the rule(s) or mandate(s) involved by contacting the State Board of Education Legal Department by mail at 100 North First Street, Springfield, Illinois, 62777-0001, by telephone at 217-782-5270, or by Internet mail to [isbelaw@sp5.isbe.state.il.us](mailto:isbelaw@sp5.isbe.state.il.us).
  - 2) Identification as to the specific waiver(s) and/or modification(s) sought. For modifications, the specific modified wording of the rule(s) or mandate(s) must be stated.
  - 3) Identification as to whether the request is for an initial waiver or modification or for the renewal of a previously approved request.
  - 4) For requests based upon meeting the intent of the rule or mandate in a more effective, efficient, or economical manner, a narrative description which sets forth:
    - A) the intent of the rule or mandate to be achieved,
    - B) the manner in which the district will meet that intent,
    - C) how the manner proposed by the district will be more effective, efficient or economical, and



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- D) if the district proposes a more economical manner, a fiscal analysis showing current expenditures related to the request and the projected savings that would result from approval of the request.
- 5) If the request is necessary for stimulating innovation or improving student performance, the request must include the specific plan for improved student performance and school improvement upon which the request is based. This plan must include a description of how the district will determine success in the stimulation of innovation or the improvement of student performance.
- 6) The time period for which the waiver or modification is sought. Pursuant to Section 2-3.25g of the School Code, such time period may not exceed five years.
- 7) An assurance stating the date(s) of the public hearing(s) on the application and, if applicable, specific plan for improved student performance and school improvement, held as prescribed in Section 2-3.25g of the School Code, and stating the date the application (and, if applicable, the plan) was approved by the local board of education.
- d) Applications must be sent by certified mail, return receipt requested, and addressed as specified on the application form.
- e) Applications must be postmarked not later than 15 calendar days following local board of education approval. Applications addressed other than as specified on the application form shall not be processed.
- f) Applications for the waiver or modification of State Board rules or for the modification of School Code mandates shall be deemed approved and effective 46 calendar days after the date of receipt by the State Board of Education unless disapproved in writing. Receipt by the State Board shall be determined by the date of receipt shown on the return receipt form.
- g) The State Board may disapprove a request for the waiver or modification of State Board rules or for the modification of School Code mandates if the request:
- 1) is not based upon sound educational practices,
  - 2) endangers the health or safety of students or staff,
  - 3) compromises equal opportunities for learning, or
  - 4) does not address the intent of the rule or mandate in a more effective, efficient or economical manner or does not have improved student performance as a primary goal.
- h) Disapproval of an application for a waiver or modification of a State Board rule or for a modification of a School Code mandate shall be sent by certified mail to the applicant no later than 45 calendar days after receipt of the application by the State Board. An applicant wishing to appeal the denial of a request may do so within 30 calendar days after receipt of the denial letter by sending a written appeal by certified mail to the Illinois State Board of Education, Quality

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Review and School Accreditation, 100 North First Street, Springfield, Illinois 62777-0001. The written appeal shall include the date the local school board approved the original request, the citation of the rule or School Code section involved, and a brief description of the issue. Appeals of denials shall be submitted to the General Assembly in the semiannual report required under Section 2-3.25g of the School Code.

- i) Applications for General Assembly approval of waivers of School Code mandates will be reviewed for completeness. Each incomplete application shall be returned to the applicant with an explanation as to the deficiencies. Complete applications shall be submitted to the General Assembly in the semiannual report required under Section 2-3.25g of the School Code.
- j) The State Board of Education shall notify Regional Superintendents of Schools of the disposition of requests for waivers or modifications submitted by school districts located within their regions.

(Source: Amended at 19 Ill. Reg. 11813, effective AUG 04 1995)

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED RULES

- 1) Heading of the Part: General Conditions of State of Illinois Municipal Waste Planning and Nonhazardous Solid Waste or Municipal Waste Enforcement Grants

- 2) Code Citation: 35 Ill. Adm. Code 871

- 3) Section Numbers:

871.101	Adopted Action:
871.102	Amended
871.201	Amended
871.202	Amended
871.203	Amended
871.205	Amended
871.301	Amended
871.302	Amended
871.303	Amended
871.304	Amended
871.305	Amended
871.402	Amended
871.403	Amended
871.501	Amended
871.502	Amended
871.503	Amended
871.601	Amended
871.602	Amended
871.603	Amended
871.604	Amended
871.605	Amended
871.Appendix A	Amended
871.Appendix B	Amended

- 4) Statutory Authority: 415 ILCS 5/22.15

- 5) Effective Date of Rulemaking: August 3, 1995

- 6) Does this rulemaking contain an automatic repeal date? No

- 7) Does this rulemaking contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: August 2, 1995

- 9) Notice of Proposal Published in Illinois Register:  
February 24, 1995, 19 Ill. Reg. 2103

- 10) Has JCAR issued a Statement of Objections to these rules? No

- 11) Difference(s) between proposal and final version:  
Changes were made based on all comments from SOS and JCAR as well as

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED RULES

typographical and grammatical errors.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

- 13) Will this rulemaking replace an emergency rule currently in effect? No

- 14) Are there any amendments pending on this Part? No

- 15) Summary and Purpose of Rulemaking:

Amendments were made to make planning requirements consistent with the provisions of the Solid Waste Planning and Recycling Act (SWPRA). That law mandates that counties develop, adopt, and implement long-term plans for the management of only municipal waste. Although the Environmental Protection Act authorizes the Agency to provide financial assistance to eligible applicants for planning for the management of nonhazardous solid waste or municipal waste, the rules were revised to incorporate the planning provisions from the SWPRA for only municipal waste, to ensure consistency in the planning process.

- 16) Information and questions regarding these adopted rules shall be directed to:

Name: Kimberly A. Robinson  
Address: Environmental Protection Agency  
2200 Churchill Road  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
Telephone: (217)782-5544

The full text of the Adopted Rule begins on the next page:

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED RULES

## TITLE 35: ENVIRONMENTAL PROTECTION

## SUBTITLE G: WASTE DISPOSAL

## CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

## PART 871

## GENERAL CONDITIONS OF STATE OF ILLINOIS GRANTS-PER-NONHAZARDOUS

~~SOLID~~ MUNICIPAL WASTE PLANNING AND NONHAZARDOUS SOLID WASTE OR

## MUNICIPAL WASTE ENFORCEMENT GRANTS

## SUBPART A: INTRODUCTION

Section  
871.101  
871.102  
871.103

Purpose  
Definitions  
Severability

SUBPART B: LIABILITIES AND REMEDIES FOR FAILURE  
TO COMPLY WITH GRANT CONDITIONS

Section  
871.201  
871.202  
871.203  
871.204  
871.205  
871.206

Noncompliance with Grant Conditions  
Stop-Work Order  
Termination  
Waiver of Conditions  
Covenant Against Contingent Fees  
Statutory Conditions

## SUBPART C: REQUIREMENTS APPLICABLE TO SUBAGREEMENTS OF GRANTEE

Section  
871.301  
871.302  
871.303  
871.304  
871.305

General Conditions for all Subagreements  
Contracts for Personal and Professional Services - Professional  
Consultant Agreements  
Compliance with Procurement Requirements  
Disputes  
Indemnity

## SUBPART D: REQUIREMENTS APPLICABLE TO INITIATION AND AMENDMENT

Section  
871.401  
871.402  
871.403

Project Initiation  
Project Changes  
Termination of Delegation Agreement

## SUBPART E: REQUIREMENTS APPLICABLE TO ACCESS, AUDITING, AND RECORDS

Section  
871.501

Access

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED RULES

871.502 Audit and Records  
871.503 Reports

## SUBPART F: REQUIREMENTS APPLICABLE TO PAYMENT OF GRANTS

Section  
871.601  
871.602  
871.603  
871.604  
871.605

Determination of Allowable Costs  
Amount of Grant-Percentage of Approved Allowable Costs  
Use of Grant and Payment of Non-Allowable Unallowable Costs  
Grant Payment Schedule (Repealed)  
Other Federal or State Grants

APPENDIX A  
APPENDIX B

Required Provisions-- Professional Consultant Contractor  
Agreements  
Procedures for Determination of Indirect Costs and Indirect  
Cost Rates

AUTHORITY: Implementing and authorized by Section 22.15 of the Environmental Protection Act [415 ILCS 5/22.15].

SOURCE: Adopted at 11 Ill. Reg. 18158, effective October 23, 1987; amended at 14 Ill. Reg. 17201, effective October 9, 1990; amended at 19 Ill. Reg.

~~11821~~, effective ~~AUG 03 1995~~.

## SUBPART A: INTRODUCTION

## Section 871.101 Purpose

a) Section 22.15 of the Environmental Protection Act (~~415 ILCS 5/22.15~~ ~~1989-CH-111-127-PAR-1022-15~~) authorizes the Agency to:

- 1) Provide financial assistance to units of local government in planning for the management of nonhazardous solid waste or municipal waste where alternatives to disposal of nonhazardous solid waste or municipal waste in a sanitary landfill will receive full evaluation and consideration in the planning process, or in plans prepared pursuant to the Local Solid Waste Disposal Act or the Solid Waste Planning and Recycling Act (Section 22.15(g) of the Act); and
- 2) To provide financial assistance to units of local government for the performance of inspecting, investigating and enforcement activities pursuant to Section 4(r) at nonhazardous solid waste or municipal waste disposal sites. (Section 22.15(h) of the Act)
- b) The rules set forth in this Part constitute conditions which apply to any agreement through which the Agency provides the financial assistance described in subsection (a) above for:
  - 1) planning for the management of nonhazardous-solid-waste municipal waste in accordance with Section 22.15(g) of the



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Environmental Protection Act [415 ILCS 5/22.15(g)]; and  
 2) inspecting inspection, investigation and enforcement activities at nonhazardous solid waste or municipal waste disposal sites in accordance with Section 22.15(h) of the Environmental Protection Act [415 ILCS 5/22.15(h)].

(Source: Amended at 19 Ill. Reg. 11821, effective  
AUG 03 1995)

## Section 871.102 Definitions

- a) For purposes of this Part, the words and terms used in this Part shall have the meanings below. Words and terms not defined in this Part unless specified otherwise--all terms shall have the meanings set forth in the--Environmental--Protection--Act 35 Ill. Adm. Code 870. Words and terms not defined in this Part and not defined in 35 Ill. Adm. Code 870 shall have the meanings as defined in the Environmental Protection Act [415 ILCS 5].
- b) For purposes of this Part, the following definitions apply.  
 "Act" the or "Environmental Protection Act" means the Environmental Protection Act [415 ILCS 5/22.15(g)]  
 par--1001-et-seq--7 [415 ILCS 5].

"Applicant" means the unit of local government that is applying for a municipal waste planning or nonhazardous solid or municipal waste enforcement grant under Section 22.15 of the Act.

"Contractor" means the person, as defined by Section 3.26 of the Act, to whom a subcontract is awarded.

"Delegation Agreement" means an agreement authorized by Section 4(r) of the Act [415 ILCS 5/22.15(g)]  
 par--1004--7 [415 ILCS 5/22.15(g)], under which the Agency may delegate inspection, investigation and enforcement authority at nonhazardous solid waste or municipal waste facilities or sites to a unit of local government.

"Enforcement Grant" means a grant issued pursuant to Section 22.15(h) of the Act for inspection, investigation and enforcement activities at nonhazardous solid waste or municipal waste disposal sites. (Referred to as "SWG-Grant" "SMWE Grant" in 35 Ill. Adm. Code 870.)

"Generally Accepted Accounting Principles" means procedures outlined by the Financial Accounting Standards Board (High Ridge Park, Stamford, Connecticut 06905, June 1, 1987).

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"Grant Agreement" means the written agreement and amendments thereto between the Agency and a grantee in which the terms and conditions governing the grant are stated and agreed to by both parties.

"Grantee" means the unit of local government which has been awarded a grant for solid municipal waste management planning or nonhazardous solid or municipal waste enforcement under Section 22.15 of the Act [415 ILCS 5/22.15(g)]  
 par--1002--157.

"Phase I SWP MWP Grant" means a Solid Municipal Waste Needs Assessment grant issued pursuant to Section 22.15(g) of the Act and 35 Ill. Adm. Code 870.204(b).

"Phase II SWP MWP Grant" means a Municipal Solid Waste Planning grant issued pursuant to Section 22.15(g) of the Act and 35 Ill. Adm. Code 870.204(c).

"Phase III MWP Grant" means a Municipal Waste Implementation Planning Grant issued pursuant to Section 22.15(g) of the Act and 35 Ill. Adm. Code 870.204(d).

"Planning Grant" means a grant issued pursuant to Section 22.15(g) of the Act for the planning of nonhazardous solid municipal waste management.

"State" means the State of Illinois.

"Subagreement" means a written agreement between the grantee and another party, such as a contractor, and any tier of agreement thereunder for the furnishing of services, supplies, or equipment necessary to complete the project for which a grant was awarded, including contracts for personal and professional services and purchase orders.

(Source: Amended at 19 Ill. Reg. 11821, effective  
AUG 03 1995)

SUBPART B: LIABILITIES AND REMEDIES FOR FAILURE  
 TO COMPLY WITH GRANT CONDITIONS

## Section 871.201 Noncompliance with Grant Conditions

- a) In the event of noncompliance with any condition or obligation imposed pursuant to a grant made under Section 22.15 of the Act, the Director Agency may take one or more of the following actions:  
 1) Commence legal action in a court of competent jurisdiction (e.g.,

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to obtain an injunction or to recover in fraud);

- 2) Annul the grant and recover all grant funds pursuant to the Illinois Grant Funds Recovery Act (111 Rev. Stat. 1999-CH-127, per 2301 et seq.) [30 ILCS 705];
  - 3) Terminate the grant pursuant to Section 871.203 of this Part;
  - 4) Suspend all or part of the project work pursuant to Section 871.202 of this Part; or
  - 5) Take other actions, such as reducing the amount of the grant by the amount of misused funds, or ~~disallow~~ disallowing costs in accordance with Section 871.601 of this Part.
- b) No action shall be taken under this Part without prior consultation with the applicant grantee.
- c) In determining whether to take action and which action to take when the Agency is empowered to act under this Part, the Agency shall consider factors such as the severity of the violation(s); the number of violations by the grantee; whether the violation is a continuing one; whether the grantee can remedy the violation; and whether the grantee and any subagreements remain capable of complying with the approved work project (see Subpart C of this Part).

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.202 Stop-Work Order

- a) The Agency may, for any violation of this Part, by written order to the grantee, require the grantee to stop all or any part of the project work for a period of not more than 30 days after the date of the order, and for any further period to which the parties may agree. Any such order shall be specifically identified as a stop-work order issued pursuant to this ~~clause~~ Section. Any such order shall include a list of the project activities to which the stop-work order shall apply. Upon receipt of such an order, the grantee shall forthwith comply with its terms and take all reasonable steps to minimize the incurrence of costs allocable to the work covered by the order during the period of work stoppage. Within a period of not more than 30 days of the date of the stop-work order, or within any extension of that period to which the parties shall have agreed, the Agency shall either:

- 1) Cancel the stop-work order upon the resolution of the violations leading to that stop-work order; or
  - 2) Terminate the work covered by such order as provided in Section 871.203 of this Part.
- b) If a stop-work order issued under this condition is canceled or the period of the order or any extension thereof expires, the grantee shall resume work. An equitable adjustment shall be made in the grant period, the project period, or grant amount, or all of these, and the grant instrument shall be amended accordingly, if:

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- 1) The stop-work order results either in an increase in the time required to complete the project for, or an increase in the grantee's cost properly allocable to the performance of any part of the project; and
  - 2) The grantee asserts a written claim for such adjustment within 30 days after the end of the period of work stoppage. Such claim must be submitted prior to final payment under the grant.
- c) Costs ~~which are~~ incurred by the grantee after the receipt of a stop-work order, or within any extension of the stop-work order period to which the Agency and the grantee shall have agreed, shall be allowable costs only if so defined by Section 871.601 of this Part.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.203 Termination

- a) Grant Termination by Agency
- The Agency, by written notice and after consultation with the grantee, may terminate the grant, in whole or in part. Cause for termination shall include, but not be limited to: default by the grantee, failure by the grantee to comply with the terms and conditions of the grant, realignment of programs, change in program requirements or priorities, lack of adequate funding, or advancements in the state of the art. Upon ~~such termination, the grantee shall refund to the state of Illinois Solid Waste Management Fund any unexpended grant funds except such portion thereof as may be required by the grantee to make payment for materials and equipment furnished or services rendered under an enforceable contract prior to the effective date of the termination and further provided that such costs are otherwise allowable under the conditions of this grant.~~
- b) Project Termination by Grantee
- The grantee may not terminate a project for which the grant has been awarded, except for good cause. Good cause for termination shall include, but not be limited to: realignment of programs, change in program requirements or priorities, lack of adequate funding, or advancements in the state of the art. If the Agency finds that there is good cause for the termination of all or any portion of a project for which the grant has been awarded, it shall enter into a termination agreement or unilaterally terminate the grant, effective with the date of termination of the project by the grantee. If the Agency finds that the grantee has terminated the project without good cause, then the grant shall be annulled and all grant funds previously paid or owing to the grantee shall be returned to the State of Illinois Solid Waste Management Fund as final settlement.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)



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**Section 871.205 Covenant Against Contingent Fees**

The grantee warrants that no person or agency has been employed or retained to solicit or secure this grant upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee. For breach or violation of this warranty, the Agency shall have the right to annul this grant without liability or in its discretion to deduct from the grant award, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

(Source: Amended at 19 Ill. Reg. **11821**, effective **AUG 03 1995**)

**SUBPART C: REQUIREMENTS APPLICABLE TO SUBAGREEMENTS OF GRANTEE****Section 871.301 General Conditions for all Subagreements**

## a) Scope of Application

The following conditions shall apply to all subagreements entered into between the grantee and any other party and any tier of agreement thereunder for the furnishing of services, supplies, or equipment necessary to complete the project for which the grant is awarded, including contracts and subcontracts for personal and professional services.

## b) Local Preference preference

Local laws, ordinances, regulations or procedures which are designed to or operate to give local or in-state bidders or proposers preference over other bidders or proposers shall not be employed in evaluating bids or proposals for subagreements under a grant.

## c) Competition

It is the policy of the Agency to encourage free and open competition appropriate to the type of project work to be performed.

## d) Profits

Only fair and reasonable profits approved by the Agency may be earned by contractors in subagreements under Agency grants. Factors to be considered in determining a fair and reasonable profit shall include, but not be limited to, material acquisition, labor costs, associated management costs, contract risks, capital investments, degree of independent development, and cost control and record keeping efforts. The determination of a fair and reasonable profit shall not be based upon the application of a predetermined percentage factor.

## e) Travel

The grantee is responsible for ensuring that reimbursement for travel expenses accrued by contractors conducting grant eligible activities does not exceed the travel limits established by 80 Ill. Adm. Code 3000 (effective July 1, 1990), and rules promulgated thereunder. The Agency will not reimburse grantees for any contractors' travel expenses exceeding State travel limits for mileage, transportation,

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lodging, per diem, parking, tolls, and other eligible travel costs.

**e) f) Grantee Responsibility responsibility**

The grantee is responsible for the administration and successful accomplishment of the project for which the Agency grant is awarded. The grantee is responsible for the settlement and satisfaction of all contractual and administrative issues arising out of subagreements entered into under the grant. This includes, but is not limited to, issuance of invitations for bids or requests for proposals, selection of and oversight of contractors, award of contracts, protests of award, claims, disputes, and other procurement matters. These functions may be performed for the grantee by an individual or firm retained by the grantee for that purpose. Such an agent acts for the grantee and is subject to all the provisions of the grant agreement, including the requirements contained in this Part, which that apply to the grantee. Ultimate responsibility for the project will continue to remain with the grantee. Costs incurred by a unit of local government will be eligible for grant reimbursement only after the grant is executed.

**f) g) Privy of contract**

Neither the Agency nor the State of Illinois shall be a party to any subagreement (including contracts) or subcontracts, nor to any solicitation or request for proposals therefor.

**g) h) General Requirements requirements**

Subagreements shall:

- 1) Be directly related to the accomplishment of the grantee's approved work program;
- 2) Be in the form of a bilaterally executed written agreement ~~except for small purchases of \$10,000 or less;~~
- 3) Be for monetary or in-kind consideration; and
- 4) Not be in the nature of a grant or gift.

**h) i) Documentation**

1) Procurement records and files for contracts in excess of \$10,000 shall include the following:

- A) Basis for contractor selection; and
- B) Basis for award cost or price.

2) Procurement documentation as described in subsection (h)(1) above shall be retained by the grantee or contractors of the grantee for the period of time required by Section 871.502.

**i) j) In-kind work work**

1) The grantee must secure prior written approval of the Agency for utilization of in-kind work contributions for work on planning grants planning grants in excess of \$10,000 for Phase I activities and \$25,000 for Phase II activities unless otherwise stipulated in the Grant Agreement.

2) The Agency's approval of in-kind contributions shall be based on its determination that:

- A) The grantee grantee has trained manpower and supervisory personnel whose expertise and current responsibilities would



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enable them to accomplish the project work and to maintain records of such work in accordance with this Part; and

B) The use of in-kind work contributions will effect savings in cost over those that would be incurred under technical/professional service contracting methods.

77k) The Agency retains the right to review, approve or disapprove in accordance with this Part all subagreements to be entered into by the grantee prior to execution of all such agreements. The Agency shall not approve the awarding of any subagreements to any person or organization which does not: No subagreement shall be awarded to any person or organization which does not:

1) Have adequate financial resources for performance; the necessary experience; organization; technical qualifications; and facilities; or a firm commitment, arrangement or ability to obtain such financing; proposed subagreements; Have adequate resources, or the ability to obtain such resources prior to project initiation, to satisfactorily complete the project, including financial, organizational, and technical qualifications;

2) Have experience, or the ability to obtain such experience prior to the project's initiation, in nonhazardous solid waste or municipal waste planning, data collection and interpretation, and report preparation; and have a proven record of meeting schedules and budgets;

27j) Have staffing sufficient to comply with the proposed or required completion schedule for the project;

374) Have a satisfactory record of integrity, judgment, and performance, including, in particular, any prior performance under grants and contracts with the federal and or state governments government;

475) Have an adequate financial management system and audit procedure which complies with generally accepted accounting procedures and with American Institute of Certified Public Accountant's Professional Standards (666 Fifth Avenue, N.Y., N.Y. 10019, June 1, 1987). (This incorporation contains no later amendments or editions.)72

576) Maintain a standard of procurement in accordance with this Part:

677) Maintain a property management system which that provides adequate procedures for the acquisition, maintenance, safeguarding, and disposition of all property; and or

778) Conform to the civil rights, equal employment opportunity, and labor law requirements of the State of Illinois.

871) Fraud and Other Unlawful or Corrupt Practices corrupt practices

1) The award and administration of grants by the State of Illinois, and of subagreements awarded by grantees under those grants, must be accomplished free from bribery, graft, kickbacks, and other corrupt practices. The grantee bears the primary responsibility

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for prevention and detection of such conduct and for cooperation with appropriate authorities in the prosecution of any such conduct.

2) The grantee must shall effectively pursue available state or local legal and administrative remedies and shall take appropriate remedial action with respect to any allegations or evidence of such illegality or corrupt practices which are brought to its attention. The grantee shall advise the Agency immediately when any such allegation or evidence comes to its attention and shall periodically advise the Agency of the status and ultimate disposition of any such matter.

## 77m) Negotiation of Subagreements Subagreements

Negotiation of subagreements (i.e., award of subagreements by any method other than formal advertising) is authorized if it is impracticable and infeasible to use formal advertising. Negotiated contracts must be competitively awarded to the maximum practicable extent. Procurements may be negotiated by the applicant grantee if:

1) Public exigency as evidenced by governmental declaration will not permit the delay incident to in advertising (e.g., an emergency procurement);

2) The aggregate amount involved does not exceed \$2,500;

3) The material or service to be procured is available from only one person or firm (and, if the procurement is expected to aggregate more than \$10,000, the Agency has given prior approval in writing);

4) The procurement is for personal or professional services, or for any service to be rendered by a university or other educational institution; or

5) No responsible-responsible bids at acceptable price levels have been received after formal advertising, and the Agency has given advance written approval of the negotiated contract. The Agency shall give such approval upon a showing by the grantee that no responsible-responsible bids were received.

## 77n) Small Purchase Purchases

1) A small purchase is the procurement of materials, supplies, and services when the aggregate amount involved in any one transaction does not exceed \$10,000. The small purchase limitation of \$10,000 applies to the aggregate total of an order, including all estimated handling-and-freight-charges overhead and profit to be paid under the order. In arriving at the aggregate amount involved in any one transaction, there must be included all items which should properly be grouped together. Reasonable competition shall be obtained and shall be evidenced by submission of price quotations.

2) Subagreements for small purchases need not be in the form of a bilaterally executed written agreement. Where appropriate, unilateral purchase orders, sales slips, memoranda of oral price quotations, and the like may be utilized in the interest of

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minimizing paperwork. Retention in the purchase files of these documents and of written quotations received, or references to written catalogs or printed price lists used, will suffice as the record supporting the price paid.

## n70] Agency Review of Subagreements

1] The Agency retains the right to review, and approve, or disapprove in accordance with this Part any all subagreement subagreements to be entered into by the grantee in furtherance of the administration of the grant prior to execution of that subagreement. The Agency shall approve a subagreement only if the grantee demonstrates that the subagreement is in conformance with subsection f77(k) above.

2] If, at any time during the project, the Agency determines that the grantee's subcontractors are not successfully accomplishing project activities in accordance with the grant award, the Agency may take one or more actions presented in Section 871.201 of this Part. If the determination is due to the failure of the grantee's subcontractors to successfully accomplish the project work, the Agency shall notify the grantee in a timely manner of the determination and its recommendations for resolving the project deficiencies.

## e7p] Award of Subagreement

After review and approval by the Agency if required pursuant to subsection 871.302(f7), the grantee may award the contract. The Agency shall notify the grantee in writing of disapproved subagreements. Unsuccessful candidates shall be notified promptly.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.302 Contracts for Personal and Professional Services - Professional Consultant Agreements

## a) Scope of Application

The provisions of subsections (a) through (f7)(i) of this Section apply to all subagreements of grantees for consulting services. where the aggregate amount of services involved is expected to exceed \$10,000, the provisions of subsections (c) and (d) are not required, but may be allowed, where the population of the grantee is 25,000 or less according to the most recent U.S. census. When \$10,000 or less of services (e.g., for consultant or consultant subcontract services) is required, the provisions of subsection Section 871.301(f7)(n) of this Part (Small Purchases) shall apply.

## b) Type of Contract (Subagreement)

## 1) General

Cost reimbursement or fixed price or per diem types of contracts or combinations thereof may be negotiated for consulting services. A fixed price contract is generally used only when the

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scope and extent of work to be performed are clearly defined. In most other cases, a cost reimbursement type of contract is more appropriate. A per diem contract may be used if no other type of contract is appropriate. An incentive fee may be utilized if the grantee submits an adequate independent cost estimate and price comparison pursuant to subsection f77.

## 214] Cost reimbursement contracts

Each cost reimbursement contract must clearly establish a cost ceiling that which the consultant may not be exceed exceeded without formally amending the contract and a fixed dollar profit which may not be increased except in case of a contract amendment which that increases the scope of the work.

## 3) Fixed price contracts

An acceptable fixed price contract is one which that establishes a guaranteed maximum price which may not be increased except to the extent that a contract amendment increases the scope of work.

## 247] Contracts prohibited

The cost-plus-percentage-of-cost type of contract is prohibited.

## 57 Per diem contracts

A per diem agreement expected to exceed \$10,000 may be utilized only after a determination that a fixed price or cost reimbursement type contract is not appropriate. Per diem agreements should be used only to a limited extent such as where the first task under the grant involves establishing the scope and cost of succeeding tasks, or for incidental services such as expert testimony or other intermittent or professional services. Cost and profit included in the per diem rate must be specifically negotiated and displayed separately in the consultant's proposal. The contract must clearly establish a price ceiling which may not be exceeded without formally amending the contract.

## 675] Compensation procedures

If, under either a cost reimbursement or fixed price contract, the grantee desires to utilize a multiplier type of compensation, all of the following must apply:

- A) The multiplier and the portions of the multiplier allocable to overhead and allocable to profit have been specifically negotiated;
- B) The portion of the multiplier allocable to overhead includes only allowable items of cost under the cost principles contained in Section 871.601 of this Part; and
- C) The portions of the multiplier allocable to profit and allocable to overhead have been separately identified in the contract; and.
- B7) The fixed price contract includes a guaranteed maximum price for completion of the specifically defined scope of work, the cost reimbursement contract includes a fixed dollar profit which may not be increased except in a case of a



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contract-amendment-which-increases-the-scope-of-work-c) Evaluation and Qualifications qualifications-

- 1) The grantee shall review and uniformly evaluate the qualifications of candidate firms.
- 2) Qualification Qualifications shall be evaluated by an objective process such as by the appointment of a board or committee, which, to the extent practicable, should include persons with technical skills.
- 3) Criteria which that shall be considered in the evaluation of candidates for submission of proposals include, but are not limited to:
  - A) Specialized experience and technical competence of the candidate or firm and its personnel (including a joint venture, association or professional subcontract) in connection with the type of services required and the complexity of the project;
  - B) Past record of performance on contracts with the grantee, other government agencies or public bodies, and with private industry, including such factors as control of costs, quality of work, and ability to meet schedules;
  - C) Capacity of the candidate to perform the work (including any specialized services) within the time limitations, taking into consideration the current and planned workload of the firm; and
  - D) Avoidance of personal and organizational conflicts of interest prohibited under State and local law.

## d) Solicitation and Evaluation of Proposals:

- 1) Requests for professional services proposals must be in writing and must contain the information necessary to enable a prospective offeror to prepare a proposal properly. The request for proposals must inform offerors of the evaluation criteria, including all those in subsection (c)(2) (c)(3) of this section, and of the relative importance attached to each criterion (a numerical weighted formula need not be utilized).
- 2) All proposals submitted in response to the request for professional services proposals must be uniformly evaluated. Evaluation criteria shall include, as at a minimum, all criteria stated in subsection (c)(3) of this Section. The grantee shall also evaluate the candidate's proposed method to accomplish the work required, including, where appropriate, demonstrated capability to explore and develop innovative or advanced techniques and designs.
- 3) Proposals shall be evaluated by an objective process such as the appointment of a board or committee which that, to the extent practicable, includes persons with technical skills. Oral (including telephone) or written interviews shall be conducted with top rated proposers, and information derived therefrom shall be treated on as a confidential basis, except as required to be

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disclosed pursuant to State or local law or to the Agency pursuant to subsection (f) below.

- 4) At no point during the entire procurement process shall information be conveyed to any candidate which that would specify bid deficiencies and corrective actions, indicate the contents of competing bids, or otherwise provide an unfair competitive advantage.

## e) Negotiation

- 1) Grantees are responsible for negotiation negotiation of their contracts for consulting services. Contract procurement including negotiation may be performed by the grantee directly or by another non-state governmental body, person or firm retained for the purpose.
- 2) Negotiation shall be conducted in accordance with State or local procedure procedures. If such procedures conflict with this Part, State procedure procedures shall have precedence over this Part. This Part shall have precedence over local procedures procedure.
- 3) The object of negotiations with any candidate shall be to reach agreement on the provisions of the proposed contract. The grantee and the candidate shall discuss, as at a minimum:
  - A) The scope and extent of work;
  - B) Identification of the personnel and facilities to accomplish the work within the required time, including, where needed, employment of additional personnel, subcontracting, joint ventures, etc.;
  - C) Availability provision of the required technical services in accordance with regulations and criteria established for the project; and
  - D) A fair and reasonable price for the required work, to be determined in accordance with the cost and profit considerations set forth in subsections (f) and (g) below, and payment provisions.

## f) Cost and Price Considerations:

- 1) General
 

It is the policy of the Agency that the cost or price of all subagreements and amendments thereto must be considered. For each subagreement in-excess-of-\$10,000, grantees shall use the procedures described in subsection (f)(2) below or equivalent process.
- 2) Cost Review
  - A) A review of proposed subagreement costs shall be made by the grantee.
  - B) As at a minimum, proposed subagreement costs shall be presented in-summary-format on forms prescribed and provided by the Agency and shall be supported by a certification executed by the selected consultant contractor that proposed costs reflect complete, current and accurate cost and



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pricing data applicable to the date of anticipated subagreement award.

C) In addition to the specific elements of cost, the estimated amount of profit shall be set forth separately in the cost summary for fixed price contracts and a maximum total dollar amount of profit shall be set forth separately in the cost summary for cost reimbursement contracts.

D) More detailed cost data than that required by the summary format may be required by the grantee or the Agency to substantiate the reasonableness of proposed subagreement costs. Such detailed documentation is required by the Agency only when the selected consultant contractor is unable to certify that the cost and pricing data used are complete, current and accurate or when evidence of fraud or misconduct has arisen. The Agency may, on a selected basis, perform a pre-award preaward cost analysis on any subagreement. Circumstances under which such an analysis would be conducted include amendments to subagreements or evidence of cost inflation to meet costs. A provisional overhead rate will be agreed upon prior to contract award.

E) The consultant's contractor's actual costs, direct and indirect, allowable for State participation shall be determined in accordance with the terms and conditions of the subagreement and this Part.

F) The consultant contractor shall have an accounting system that which accounts for costs in accordance with generally accepted accounting principles. This system shall provide for the identification identification, accumulation and segregation of allowable and unallowable project costs among projects. The consultant contractor must propose and account for costs in a manner consistent with his normal accounting procedures.

G) Subagreements awarded on the basis of review of a cost element summary and a certification of complete, current and accurate cost, and pricing data shall be subject to downward renegotiation or recoupment of funds where the Agency determines that such certification was not based on complete, current and accurate cost and pricing data or not based on costs allowable under the appropriate Agency cost principles at the time of award.

g) Profit

The objective of negotiations shall be the determination of a fair and reasonable profit as defined described in Section 871.301(d) of this Part. For the purpose of subagreements under State grants, profit is defined as the net proceeds obtained by deducting all allowable costs (direct and indirect) from the price. Profit on a subagreement and each amendment to a subagreement under a grant should be sufficient to attract consultants contractors who possess talents

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and skills necessary to accomplish the--accomplishment-of project objectives, and to stimulate efficient and expeditious completion of the project. Where cost review is performed, the estimate of profit shall be reviewed by the grantee and the Agency as are will all other elements of price.

h) Required Subagreement Provisions:

1) Content of subagreement

A) Each subagreement must define, at a minimum:

- i) The scope and extent of project work;
- ii) The time for performance and completion of the contract work, including where appropriate, dates for completion of significant project tasks;
- iii) Personnel and facilities necessary to accomplish the work within the required time; and
- iv) The extent of subcontracting and consultant contractor agreements, including all costs to be incurred under each subagreement.

B) If any of these elements cannot be defined for later tasks or steps at the time of contract execution, the subsequent tasks or steps shall be included in the contract at a time specified in the contract.

2) Required subagreement provisions

Each consulting services contract must include the provisions set forth in Appendix A of this Part, and shall state that Appendix A provisions will supersede all others.

i) Subcontracts Under Subagreements under--subagreements for Consulting Services consulting-services:

1) The award or execution of subcontracts under a prime contract for consulting services awarded to a consultant contractor by a grantee, and the procurement and negotiation procedures used by the consultant contractor in awarding such subcontracts, are not required to comply with any--of--the all provisions, selection procedures, policies or and principles set forth in Section 871.301 or and Section 871.302 of this Part. except--those specifically-stated-in-subsection-(f)(2)-

2) The award or execution of subcontracts in excess of \$10,000 under a prime contract for consulting services and the procurement procedures used by the consultant contractor in awarding such subcontracts must comply with the following:

A) subsection Section 871.301(b) of this Part (Local Preference);<sup>2</sup>

B) subsection Section 871.302(f) of this Part (Cost and Price Considerations);<sup>2</sup> and

C) subsection Section 871.302(g) of this Part (Profit).

(Source: Amended at 19 Ill. Reg. **11821**, effective **AUG-03-1995**)

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## Section 871.303 Compliance With Procurement Requirements

a) Grantee Responsibility ~~responsibility~~

The grantee is responsible for selecting the low, responsive--and responsible bidder or other contractor in accordance with applicable requirements of state Statute or local laws or ordinances, as well as the specific requirements of state Statute and federal law or the this grant agreement directly affecting the procurement (for example, the non-restrictive specification requirement or the equal employment opportunity requirement) and for the initial resolution of complaints based upon alleged violations. If complaint is made to the Agency concerning an alleged violation of any law or of this grant agreement in the procurement of services or materials for a project, the complaint will be referred to the grantee for resolution. The grantee shall promptly determine each such complaint upon its merits permitting the complaining party as well as any other interested party who may be adversely affected, including bidders on the contract in question, to state in writing or at a conference the basis for his views concerning the proposed procurement. The grantee must promptly furnish to the complaining party and to other affected parties who participated in the conference or submitted written comments, by certified mail, a written summary of its determination, substantiated by an engineering and legal opinion, providing a justification for its determination.

## b) Arbitration

Disputes between the grantee and any party adversely affected by the determination of the grantee made pursuant to subsection (a) above shall be resolved by binding arbitration by a single arbitrator, in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association (140 W. 51st Street, N.Y., N.Y. 10027, 1986). (This incorporation contains no further amendments or editions.) This agreement to arbitrate shall be specifically enforceable under the Uniform Arbitration Act (111--Rev--Stat--1989 ch--107--par--101--et--seq--7 [710 ILCS 5]). The award rendered by the arbitrator shall be final, and judgment judgement may be entered upon it in any court having jurisdiction thereof. A copy of the arbitration award shall be provided to the Agency immediately upon its issuance.

c) Time Limitations ~~limitations~~

Complaints pursuant to subsection (a) above shall be made as early as possible during the procurement process, preferably prior to issuance of an invitation for bids to avoid disruption of the procurement process. ~~Provided--that~~ provided that a complaint authorized by subsection (a) above must be mailed by certified mail (return receipt requested), or delivered, no later than five working days after the bid opening. A request for arbitration pursuant to subsection (b) above must be made to the American Arbitration Association within one week after the complaining party received the grantee's adverse

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## determination.

d) Deferral of Procurement Action ~~procurement-action~~

Where the grantee has received a written complaint pursuant to subsection (a) above, it must defer issuance of its solicitation or award or notice to proceed under the contract (as appropriate) for ten days after mailing or delivery of any written adverse determination. If a determination is made by either the grantee or the arbitrator which is favorable to the complainant, the terms of the solicitation must be revised or the contract must be awarded (as appropriate) in accordance with such determination.

## e) Enforcement

Noncompliance with the provisions of this grant affecting procurement will result in:

- 1) Total or partial termination of the grant pursuant to Section 871.203; or
- 2) Ineligibility for grant assistance which could otherwise be awarded under this grant; or
- 3) Disallowance of project costs incurred in violation of the provisions of this grant offer or applicable laws, as determined by the Agency.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.304 Disputes

- a) Only the grantee may appeal to the Agency under this provision with respect to its subagreements thereunder for in its own name and for its own benefit. Neither a contractor nor a subcontractor of a grantee may prosecute an appeal under the disputes provision of a grant in its own name or interest.
- b) Any dispute arising under this grant which is not disposed of by agreement shall be decided by the Director--or--his--deputy--authorized representative--who--shall--reduce--his--decision--to-writing--and-mail Agency. A written decision shall be mailed or otherwise furnished a--copy--thereof to the applicant grantee. The decision of the Director Agency shall be final and conclusive.
- c) This "disputes" clause does not preclude consideration of questions of law in connection with decisions provided for in subsection (b) above.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.305 Indemnity

The grantee shall assume the entire risk, responsibility and liability for any and all loss or damage to property owned by the grantee, the Agency or third persons, and any injury to or death of any persons (including employees of the



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subsection (a) of this Section, these changes shall be deemed to be approved, however, neither approval nor failure to disapprove a project change shall commit or obligate the State of Illinois or the Agency to any increase in the amount of the grant or payments thereunder and nothing herein shall operate to increase the amount of the grant. d) Notwithstanding the provisions of subsections (a)-(c) of this Section, the Agency shall not be required to make any change of less than \$500.00. The total cost for all changes allowable under this provision shall not exceed one-half of one percent of the total grant offer.

e) In addition to the notification of project changes pursuant to subsections (a) through (c) of this Section, a copy of any prime contract or modification thereof and of revisions to plans and specifications must be submitted to the Agency for approval within one week of execution; however, neither approval nor failure to approve disapproval of any prime contract or modification thereof or revisions to plans and specifications shall commit or obligate the State of Illinois or the Agency to any increase in the amount of the grant or payments thereunder.

f) The Agency will approve project changes if the grantee can make a showing that:

- 1) The original project cost approval was based on estimated costs or contractor bids where the actual costs or contractor bids were different;
- 2) Amendments to state Statute statutes affect the project cost;
- 3) A project element was inadvertently omitted; or
- 4) An approved project element was found to be unnecessary.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

Section 871.403 Termination of Delegation Agreement

Any obligation of the State of Illinois and the Agency to make any payment of funds pursuant to a Nonhazardous Solid Waste or Municipal Waste Enforcement Grant shall terminate absolutely upon the termination of the delegation agreement under which the grantee is authorized to perform the activities subsidized by the grant.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

SUBPART E: REQUIREMENTS APPLICABLE TO ACCESS, AUDITING, AND RECORDS

Section 871.501 Access

- a) The Agency and any persons designated by the Agency shall have access

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grantee) caused by, arising out of, or occurring in connection with the execution of any work, contract or subcontract arising out of this grant, and the grantee shall indemnify, save harmless and defend the State of Illinois and the Agency from all claims for any such loss, damage, injury or death whether caused by the negligence of the State of Illinois, the Agency, their agents or employees or otherwise consistent with the provisions of "AN-AGW-in-relation-to indemnity-in-certain-contracts" Construction Contract Indemnification for Negligence Act (44th Rev. Stat.-1989, ch. 29, par. 61 et seq.) [740 ILCS 35]. The grantee shall require that any and all contractors or subcontractors engaged by the grantee shall agree in writing that they shall look solely to the grantee for performance of such contract or satisfaction of any and all claims arising thereunder.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

SUBPART D: REQUIREMENTS APPLICABLE TO INITIATION AND AMENDMENT

Section 871.402 Project Changes

- a) Prior approval by the Agency is required for project changes which that may:

- 1) Increase the amount of State funds needed to complete the project except that no change will be approved which either exceeds the grant offered or which exceeds the limitation provided for approvable contingencies; or
- 2) Alter the scope of the project by changing the methodologies or personnel to be used, as agreed to at the time of the grant award; or
- 3) Extend any contractual or grant completion date for the project; or

- 4) Subject to the provisions required by Section 870.207(e), or
- 5) Reallocate budget amounts by category through line-item revisions, provided that the total grant amount does not change.

- b) The grantee shall notify the Agency of project changes pursuant to subsection (a) above in writing three weeks 30 days prior to the effective date of all proposed project changes. Failure on the part of the grantee to give timely notice of proposed project changes pursuant to subsection (a) of this Section or disapproval of a proposed project change by the Agency may, in accordance with Section 871.201 of this Part, result in:

- 1) Disallowance of costs incurred which that are attributable to the change; or
- 2) Termination of the grant.
- c) The Agency may shall disapprove proposed project changes by written notice to the grantee within 3 weeks 30 days after receipt of a written notice from the grantee of a proposed change pursuant to subsection (a) of this Section. If the Agency fails to notify the grantee within 30 days after receipt of project changes pursuant to



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to the premises where any portion of the work for which the grant was awarded is being performed during normal business hours and any other time at which the work is being performed. Subsequent to cessation of grant support, Agency personnel or any authorized representative shall have access to the project records as defined in Section 871.502 of this Part to the full extent of the grantee's right to access, during normal business hours.

- b) Any contract entered into by the grantee for work, and any subagreement thereunder, shall provide that the representatives of the Agency will have access to the work as described in subsection (a) above and that the contractor or subcontractor will provide proper facilities for such access and inspection. Such contract or subagreement must also provide that the Agency or any authorized representative shall have access to any books, documents, papers, and records of the contractor or subcontractor which that are pertinent to the project for the purpose of making audit, examination, excerpts, and transcriptions thereof.
- c) Any failure by the grantee or any contractor or subcontractor of the grantee to provide access, as provided herein, after 10 days' written notice from the Agency, shall be cause for termination of the grant pursuant to Section 871.203 of this Part--and-refund-to-the-State-of-Illinois--Solid-Waste-Management-Fund-of-any-unexpended-grant-funds--in-the-hands-of-the-grantee and in-addition--thereof--refund to the State of Illinois Solid Waste Management Fund of any grant funds previously expended by the grantee, contractor, or subcontractor found in noncompliance with this Section.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.502 Audit and Records

- a) The grantee shall maintain books, records, documents, reports, and other evidentiary material and accounting procedures and practices that conform to generally accepted accounting principles to properly account for:

- 1) The receipt and disposition by the grantee of all assistance received for the project, including both State assistance and any matching share or cost sharing; and
  - 2) The costs charged--to of the project, including all direct and indirect costs of whatever nature incurred for the performance of the project for which the grant has been awarded. The foregoing constitute "records" for the purposes of this condition.
- b) The grantee's facilities, or such facilities as may be engaged in the performance of the project for which the grant has been awarded, and the grantee's records shall be subject to inspection and audit by the Agency or any authorized representative at the times specified in Section 871.501 of this Part.

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- c) The grantee shall preserve and make his records available to the Agency or any authorized representative:
- 1) Until expiration of 3 years from the date of final payment under this grant; and
  - 2) For such longer period, if any, as is required by applicable statute or lawful requirement, or by Subsections subsection (d) or (e) below.
- d) If this grant is terminated completely or partially, the records relating to the work terminated shall be preserved and made available for a period of 3 years from the date of any resulting final termination settlement.
- e) Records which that relate to appeals under Section 871.304 of this Part, litigation, or the settlement of claims arising out of the performance of the project for which this grant was awarded, or costs and expenses of the project as to which exception has been taken by the Agency or any of its duly authorized representatives shall be retained until final disposition of such appeals, litigation, claims, or exceptions have--been--disposed--of.
- f) Any failure by the grantee or any contractor or subcontractor of the grantee to make records available to the Agency as required by this Section 871-502 after 10 days' written notice from the Agency shall be cause for termination of the grant pursuant to Section 871.203 hereof of this Part, and--refund-to-the-State-of-Illinois--Solid-Waste-Management-Fund-of-any-unexpended-grant-funds--in-the-hands-of-the-grantee and in-addition--thereof--refund to the State of Illinois Solid Waste Management Fund of any grant funds previously expended by the grantee, contractor or subcontractor found in noncompliance with this Section.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.503 Reports

The grantee shall prepare and file with the Agency a final report containing the information required by 35 Ill. Adm. Code 870.207 and all financial requests required by Section 870-604 870.209. Failure to timely submit reports required by this grant offer may result in:

- a) Withholding of grant funds;
- b) Suspension of the grant pursuant to Section 871.202;
- c) Termination of the grant pursuant to Section 871.203; or
- d) Such other action as the Agency may be authorized to take.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

SUBPART F: REQUIREMENTS APPLICABLE TO PAYMENT OF GRANTS

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## Section 871.601 Determination of Allowable Costs

- a) ~~The grantee will be paid upon request in accordance with Section 871.604 for the state share of all necessary costs within the scope of the approved project not to exceed the total grant offer and determined to be allowable in accordance with the following criteria:~~
- b) ~~Allowable project costs:~~
- ~~1) Allocable project costs of the grantee which are reasonable and necessary are allowable. Necessary costs may include, but are not limited to:~~

a) The grantee will be paid, upon request, for the State share of all necessary costs within the scope of the approved project not to exceed the total grant offer and determined to be allowable in accordance with the criteria listed below. Allocable project costs of the grantee which are reasonable and necessary are allowable. Necessary costs may include, but are not limited to:

- 1) Costs of salaries, benefits, and expendable material incurred by the grantee for the project, except as provided in subsection (c) (b)(7) below:
- 2) Professional and consultant services;
- 3) Project feasibility and engineering reports; and
- 4) Materials acquired, consumed, or expended specifically for the project.

c) Unallowable costs

Costs which exceed the total amount of the grant offer or which are not necessary for completion of the work required by the Grant Agreement are unallowable. Such costs include, but are not limited to:

- 1) Area wide planning or enforcement not directly related to the project;
- 2) Bonus payments not legally required for completion of the project;
- 3) Personal injury compensation or damages arising out of the project, whether determined by adjudication, arbitration, negotiation, or otherwise;
- 4) Fines and penalties resulting from violations of, or failure to comply with, federal, state, or local laws;
- 5) Costs outside the scope of the approved planning or enforcement project;
- 6) Interest on bonds or any other form of indebtedness required to finance the project costs;
- 7) Ordinary operating expenses of local government, such as salaries and expenses of a mayor, city council members, or city attorney, except as provided in subsection (d) below;
- 8) Site acquisition (for example, sanitary landfills and sludge disposal areas);
- 9) Costs for which payment has been or will be received under

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another state or federal assistance program;

10) Costs of equipment or material procured in violation of any provisions of these General Conditions;

11) Costs of special funds (i.e., industry advancement funds, funds to reimburse bidding costs to unsuccessful offerors, etc.) financed by contractors, contributions in the industry for methods and materials research, public and industry relations, market development, labor-management matters, wage negotiations, jurisdictional disputes, defraying of all or part of unsuccessful offerors bidding costs, or similar purposes;

12) Costs under contracts which costs that are incurred after the expiration of the applicable contractual completion date, even if the contractual completion date is subsequently extended by the grantee, unless such extension has been approved by the Agency in accordance with Section 871.402;

13) Personal and professional consultant services costs arising under a cost-plus-percentage-of-cost cost-plus-percentage-of-cost type of agreement (including the multiplier contract where profit is included in the multiplier);

14) Personal and professional consultant services costs when the Agency has been refused access to the books and records of the contractor or the contractor has refused to renegotiate a personal or professional services contract in accordance with the provisions of Section 871.302; and

15) Increases in personal and professional consultant services contract fees which are based solely on a percentage of an increased construction cost notwithstanding the contractual liabilities of the grantee under such contract.

d) Indirect costs

Indirect costs of the grantee shall be allowable in accordance with an indirect cost agreement negotiated and incorporated in the grant agreement. An indirect cost agreement must identify those cost elements allowable pursuant to subsection (a) above. Where the benefits derived from an applicant's indirect services cannot be readily determined, a lump sum for overhead may be negotiated based upon a determination that such amount will be approximately the same as the actual indirect costs that may be incurred. Procedures for development of an indirect cost agreement are included as Appendix B to this Part.

e) Disputes concerning allowable costs Concerning Allowable Costs

The grantee shall seek to resolve any questions relating to cost allowance or allocation at its earliest opportunity (if possible, prior to execution of the grant agreement). Final determinations by the Agency concerning the allowability of costs shall be conclusive unless appealed within 30 days in accordance with Section 871.304.

f) Limitation upon project costs--incurred prior on Project Costs Incurred prior to grant-award Grant Award

Payment will not be authorized for costs incurred prior to the date of



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the grant award.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG-03-1995)

**Section 871.602 Amount of Grant-Percentage of Approved Allowable Costs**

- a) The commitment and obligation of the State of Illinois and the Agency to the grantee by this grant for the project is limited to and shall not exceed the total amount of the grant. Nothing herein, including the provisions of Section 871.402 of this Part, shall operate to commit or obligate the State of Illinois or the Agency to any increase in the total amount or percentage of the grant or of the grant offer.
- b) The amount of the grant shall not exceed the state share of the approved allowable cost of the project as set forth in the grant offer and special conditions thereof. In the event the actual allowable cost of the project, as determined by the Agency pursuant to periodic audit, is less than the estimated allowable cost, such actual eligible cost shall be used to determine the amount of the grant and the grant shall be reduced as necessary to conform with the limitations hereinabove described, above.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG-03-1995)

**Section 871.603 Use of Grant and Payment of Non-Allowable Unallowable Costs**

- a) The grant shall be expended solely for approved allowable costs incurred in the solid municipal waste planning or nonhazardous solid waste or municipal waste enforcement activities authorized by the terms of the grant.
- b) The grantee agrees to pay the non-allowable unallowable costs associated with the project and all allowable costs of the project which exceed the amount of the grant offer.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG-03-1995)

**Section 871.604 Grant Payment Schedule (Repealed)**

- a) Requests for partial or final payment shall be sent to the Agency and shall demonstrate the performance of work in accordance with the terms of the grant agreement. Requests shall be submitted monthly for payment under planning grants unless the payment schedule in the grant provides otherwise. Requests shall be submitted quarterly for payment under Enforcement Grants unless the grant provides otherwise. The grantee shall be paid the state share of allowable costs incurred within the scope of an approved project not to exceed the total grant

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subject to the limitations of the conditions of the grant. Such payments must be in accordance with the payment schedule and the grant amount set forth in the grant award notification or any amendments thereto. Where the Agency has issued a Planning Grant which includes both Phase I SWP Grant items and Phase II SWP Grant items, the Agency will not make payment for Phase II work items until Phase I work items have been completed in accordance with the terms of the grant.

1) Requests for payment the grantee may submit requests for payments for allowable costs incurred in accordance with the payment schedule. Upon receipt of a request for payment subject to the limitations set forth in the conditions of the grant, the Agency shall cause to be disbursed from available appropriated funds such amounts as are necessary so that the total amount of state payments to the grantee for the project is equal to the state share of the actual or estimated allowable project costs incurred to date, as certified by the grantee in its most recent request for payment.

2) Adjustment At any time or times prior to final payment under the grant, the Agency may cause any requests for payment to be reviewed or audited. Each subsequent payment shall be subject to reduction for amounts included in the related request for payment which are found on the basis of such review or audit not to constitute allowable costs. Any payment will be reduced for overpayments or increased for underpayments on preceding requests for payment.

3) Refunds, rebates, credits, etc. The state share of any refunds, rebates, credits, or other amounts (including any interest thereon) accruing to or received by the grantee with respect to the project to the extent that they are properly allocable to costs for which the grantee has been paid under a grant must be paid to the State of Illinois Solid Waste Management Fund. Reasonable expenses incurred by the grantee for the purposes of securing such refunds, rebates, credits, or other amounts shall be allowable under the grant.

4) Final payment The Agency will retain ten percent of all documented costs incurred pursuant to a Planning Grant and will not issue payment for the retained amount until compliance with all applicable requirements of the grant has been demonstrated by the grantee. Upon compliance by the grantee with all applicable requirements of the grant, the Agency shall cause to be disbursed to the grantee any balance of approved allowable project costs which has not been paid to the grantee. Prior to final payment under the grant, the grantee must execute and deliver an assignment to the Agency in form and substance satisfactory to the Agency of the state share of refunds, rebates, credits, or other amounts (including any interest thereon) properly allocable to costs for which the grantee has been paid by the State under the grant, and



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a--release--discharging--the--State--of--Illinois--its--officers--agents--and--employees--from--all--liabilities--obligations--and--claims--arising--out--of--the--project--work--or--under--the--grant--subject--only--to--such--exceptions--which--may--be--specified--in--the--release--

5) Schedule-of-payments  
Payments--for--project--work--will--be--paid--in--accordance--with--the--schedule--of--payments--established--by--a--condition--of--this--grant--subject--to--appropriation--of--funds--by--the--Illinois--General--Assembly.

(Source: Repealed at 19 Ill. Reg. 11821, effective AUG 03 1995)

## Section 871.605 Other Federal or State Grants

If the grantee shall become eligible for a grant of federal funds or state State funds for this project from other than the Solid Waste Management Fund, the grantee shall repay to the State of Illinois, for deposit in the Solid Waste Management Fund, any funds received under this offer if the total federal or state State funds received exceed 70 percent of the approved allowable cost under a planning grant or enforcement of the approved allowable cost under an planning grant or enforcement of the approved allowable cost defined by the Agency in accordance with the conditions of this grant. The grantee shall take any and all actions as may be directed by the Agency to perfect and preserve such eligibility and to obtain such grant of federal funds or state State funds from other than the Solid Waste Management Fund or to reimburse to the Solid Waste Management Fund such amounts as might have been returned to it under this condition but for failure of the grantee to take timely action as directed.

(Source: Amended at 19 Ill. Reg. 11821, effective AUG 03 1995)

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## Section 871. APPENDIX A Required Provisions -- Professional Consultant Contractor Agreements

## 1. General

(a) The grantee and the consultant contractor agree that the following provisions shall apply to the work to be performed under this agreement and that such provisions shall supersede any conflicting provisions of this agreement.

(b) This agreement is funded in part by a grant from the Illinois Environmental Protection Agency (Agency). Neither the State of Illinois nor the Illinois--Environmental--Protection Agency (hereinafter--Agency) is a party to this agreement.

## 2. Responsibility of the Consultant Contractor

(a) The consultant contractor shall be responsible for the professional quality, technical accuracy, timely completion, and the coordination of all designs, drawings, specifications, reports, and other services furnished by the consultant contractor under this agreement. The consultant contractor shall, without additional compensation, correct or revise any errors or deficiencies in his designs, drawings, specifications, reports and other services.

(b) The consultant contractor shall perform such professional services as may be necessary to accomplish the work required to be performed under this agreement, in accordance with this agreement and 35 Ill. Adm. Code 871.

(c) Approval by the grantee or Agency of drawings, designs, specifications, reports, and incidental consulting work or materials furnished hereunder shall not in any way relieve the consultant contractor of responsibility for the technical adequacy of the work. Neither the grantee's nor Agency's review, approval or acceptance of, nor payment for, any of the services shall be construed to operate as a waiver of any rights under this agreement or of any cause of action arising out of the performance of this agreement, and the consultant contractor shall be and remain liable in accordance with applicable law for all damages to the grantee or Agency caused by the consultant contractor's negligent performance of any of the services furnished under this agreement.

(d) The rights and remedies of the grantee provided for under this agreement are in addition to any other rights and remedies provided by law.

## 3. Scope of Work

Except as may be otherwise specifically limited in this agreement, the services to be rendered by the consultant contractor shall include all services required to complete the task or step in accordance with 35 Ill. Adm. Code 871.

## 4. Changes

(a) The grantee may, at any time, by written order, make changes

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within the general scope of this agreement in the services or work to be performed. If such changes cause an increase or decrease in the consultant's contractor's cost of, or time required for, performance of any services under this agreement, whether or not changed by any order, an equitable adjustment shall be made and this agreement shall be modified in writing accordingly. Any claim of the consultant contractor for adjustment under this clause must be asserted in writing within 30 days from the date of receipt by the consultant contractor of the notification of change unless the grantee grants a further period of time before the date of final payment under this agreement.

- (b) No services for which--an If additional compensation will be charged by the consultant contractor for its services, that be furnished without the prior written authorization of must be obtained from the grantee.

## 5. Termination-

- (a) This agreement may be terminated in whole or in part in writing by either party in the event of substantial failure by the other party to fulfill its obligations under this agreement through no fault of the terminating party; provided that no such termination may be effected unless the other party is given: (1) not less than ten (10) days' days written notice (delivered by certified mail, return receipt requested) of intent to terminate; and (2) an opportunity for consultation with the terminating party prior to termination.

- (b) This agreement may be terminated in whole or in part in writing by the grantee for its convenience; provided, that no such termination may be effected unless the consultant is given (1) not less than ten (10) days' written notice (delivered by certified mail, return receipt requested) of intent to terminate and (2) an opportunity for consultation with the terminating party prior to termination.

- (c) If termination for default is effected by the grantee, an equitable adjustment in the price provided for in this agreement shall be made, but: (1) no amount shall be allowed for anticipated profit on unperformed services or other work; and (2) any payment due to the consultant contractor at the time of termination may shall be adjusted to the extent of reflect any additional costs occasioned to the grantee by reason of the consultant's contractor's default. If termination for default is effected by the consultant contractor, or if termination for convenience is effected by the grantee, the equitable adjustment shall include a reasonable profit, as defined in Section 871.301(d) of this Part, for services or other work performed. The equitable adjustment for any termination shall provide for payment to the consultant contractor for services rendered and expenses incurred prior to the termination, in addition to

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termination settlement costs reasonably incurred by the consultant contractor relating to commitments which are contractually obligated prior to the termination.

- (d) Upon receipt of the termination action pursuant to paragraphs (a) or (b) of this clause above, the consultant contractor shall: (1) promptly discontinue all services affected (unless the notice directs otherwise); and (2) deliver or otherwise make available to the grantee all data, drawings, specifications, reports, estimates, summaries, and such other information and materials as may have been accumulated by the consultant contractor in performing this agreement, whether completed or in process.

- (e) Upon termination pursuant to paragraphs (a) or (b) of this clause above, the grantee may take over the work and prosecute the same to completion by agreement with another party or otherwise.

- (f) If, after termination for failure of the consultant contractor to fulfill contractual obligations, it is determined that the consultant contractor had not so failed, the termination shall be deemed to have been effected for the convenience of the grantee. In such event, adjustment of the price provided for in this agreement shall be made as provided in paragraph (c) (b) of this clause.

- (g) The rights and remedies of the grantee and the consultant contractor provided in this clause are in addition to any other rights and remedies provided by law or under this agreement.

## 6. Remedies:

- (a) Except as may be otherwise provided in this agreement, or as the parties hereto may otherwise agree, all claims, counterclaims, disputes and other matters in question between the grantee and the consultant contractor arising out of or relating to this agreement or the breach thereof will be decided by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association then obtaining, subject to the limitations stated in paragraphs (c) and (d) of this clause below. This agreement, and any other agreement or consent to arbitrate entered into in accordance therewith as provided below, will be specifically enforceable under the prevailing law of any court having jurisdiction.

- (b) Notice of demand for arbitration must be filed in writing with the other party to this Agreement, with the Agency, and with the American Arbitration Association. The demand must be made within a reasonable time after the claim, dispute or other matter in question has arisen. In no event may the demand for arbitration be made after the time when institution of legal or equitable proceedings based on such claim, dispute or other matter in question would be barred by the applicable statute of limitations.



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(c) All demands for arbitration and all answering statements thereto which include any monetary claim must contain a statement that the total sum or value in controversy as alleged by the party making such demand or answering statement is not more than \$200,000 (exclusive of interest and costs). The arbitrators will not have jurisdiction, power or authority to consider, or make findings (except in denial of their own jurisdiction) concerning any claim, counterclaim, dispute or other matter in question where the amount in controversy thereof is more than \$200,000 (exclusive of interest and costs) or to render a monetary award in response thereto against any party which totals more than \$200,000 (exclusive of interest and costs).

(d) No arbitration arising out of, or relating to, this agreement may include, by consolidation, joinder or in any other manner, any additional party not a party to this agreement.

(e) By written consent signed by all the parties to this agreement and containing a specific reference hereto, the limitations and restrictions contained in paragraphs (c) and (d) of this clause above may be waived in whole or in part as to any claim, counterclaim, dispute or other matter specifically described in such consent. No consent to arbitration in respect of a specifically described claim, counterclaim, dispute or other matter in question will constitute consent to arbitrate any other claim, counterclaim, dispute or other matter in question which is not specifically described in such consent or in which the sum or value in controversy exceeds \$200,000 (exclusive of interest and costs) or which is with any party not specifically described therein.

(f) The award rendered by the arbitrators will be final, not subject to appeal, and judgment may be entered upon it in any court having jurisdiction thereof.

## 7. Payment

(a) The consultant contractor may shall submit payment requests to the grantee in accordance with the schedule in the project scope of work. Such requests shall be based upon the value of the work and services performed by the consultant contractor under this agreement, and shall be prepared by the consultant contractor and supplemented or accompanied by such supporting data as may be required by the grantee or the Agency. The contractor shall also submit progress reports to the grantee on forms prescribed and provided by the Agency in accordance with the schedule in the project scope of work. These reports shall document work completed and costs incurred during the reporting period and to date.

(b) Upon approval of such payment request by the grantee, payment shall be made to the consultant contractor as soon as practicable of ninety percent of the amount as determined above. Provided however that if the grantee determines that the work under this

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agreement or any specified task hereunder is substantially complete and that the amount of retained percentages is in excess of the amount considered by him to be adequate for the protection of the grantee, he may at his discretion release to the consultant such excess amount.

(c) Upon satisfactory completion by the consultant contractor of the work called for under the terms of this agreement, and upon acceptance of such work by the grantee, the consultant contractor will be paid the unpaid balance of any money due for such work, including the retained percentages relating to this portion of the work.

(d) Upon satisfactory completion of the work performed hereunder, and prior to final payment under this agreement for such work, or prior to settlement upon termination of the agreement, and as a condition precedent thereto, the consultant contractor shall execute and deliver to the grantee a release of all claims against the grantee arising under or by virtue of this agreement, other than such claims, if any, as may be specifically exempted by the consultant contractor from the operation of the release in stated amounts to be set forth therein.

## 8. Audit and Access to Records- Records

(a) The consultant contractor shall maintain books, records, documents and other evidence directly pertinent to performance on Agency grant work under this agreement in accordance with generally accepted accounting principles and in accordance with Sections 871.501 and 871.502 of this Part. The consultant contractor shall also maintain the financial information and data used by the consultant contractor in the preparation or support of the cost submission required pursuant to this Part for subagreements over \$100,000 and a copy of the grant cost summary submitted to the grantee. The Agency or any of its duly authorized representatives shall have access to such books, records, documents and other evidence for the purpose of inspection, audit and copying. The consultant contractor will provide proper facilities for such access and inspection.

(b) The consultant contractor agrees to include paragraphs (a) through (e) of this clause in all his contracts and all tier subcontracts directly related to project performance which are in excess of \$10,000.

(c) Audits conducted pursuant to this provision shall be in accordance with the American Institute of Certified Public Accountants' Professional Standards.

(d) The consultant contractor agrees to the disclosure of all information and reports resulting from access to records pursuant to paragraphs (a) and (b) of this clause above, to the Agency any of the agencies referred to in paragraph (a) above. Where the audit concerns the consultant contractor, the auditing agency will afford the consultant contractor an opportunity for an audit



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exit conference and an opportunity to comment on the pertinent portions of the draft audit report. The final audit report will include the written comments, if any, of the audited parties.

- (e) Records under paragraphs (a) and (b) of this clause ~~above~~ shall be maintained and made available during performance on Agency grant work under this agreement and until three years from date of final Agency grant payment for the project. In addition, those records ~~which~~ that relate to any "dispute" appeal under an Agency grant agreement, or litigation, or the settlement of claims arising out of such performance, or costs or items to which an audit exception has been taken, shall be maintained and made available until three years after the date of resolution of such appeal, litigation, claim or exception.

9. Price reduction Reduction for defective-cost Defective Cost or pricing data Pricing Data for Agreements Exceeding \$100,000 ~~(The--provisions of--this--clause--are--required--by--the--Agency--only--if--the--amount--of--this agreement--exceeds--\$100,000.--The--grantee--may--elect--to--utilize--this clause--if--the--contract--amount--is--\$100,000--or--less--)~~

(a) If the Agency determines that any price, including profit negotiated in connection with this agreement or any cost reimbursable under this agreement was increased because the ~~consultant--or--any--subcontractor~~ contractor furnished incomplete or inaccurate cost or pricing data or data not current as certified in his certification of current cost or pricing data, then such price, or cost, or profit shall be reduced accordingly, and the agreement shall be modified in writing to reflect such reduction.

- (b) Failure to agree on a reduction shall be subject to the "Remedies" clause of ~~this--agreement~~ 35 Ill. Adm. Code 871.Appendix A(6) of this Part.

(Note: Since the agreement is subject to reduction under this clause by reason of defective cost or pricing data submitted in connection with certain subcontracts, the ~~consultant~~ contractor may wish to include a clause in each such subcontract requiring the subcontractor to appropriately indemnify the ~~consultant~~ contractor. It is also expected that any ~~subcontractor~~ contractor subject to such indemnification will generally require substantially similar indemnification for defective cost or pricing data required to be submitted by his lower tier subcontractors.)

10. Subcontractors

(a) Any subcontractors and outside associates or consultants ~~required~~ hired by the ~~consultant~~ contractor in connection with the services covered by this agreement will be limited to such individuals or firms as were specifically identified and agreed to during negotiations, or as are specifically approved by the grantee during the performance of this agreement. Any substitution ~~in--such~~ of subcontractors, associates, or

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consultants will be subject to the prior written approval of the Agency and the grantee.

- (b) Except as otherwise provided in this agreement, the ~~consultant~~ contractor may not subcontract services in excess of thirty percent (30%) of the contract price to subcontractors or consultants without prior written approval of the grantee.

11. Equal Employment Opportunity ~~employment-opportunity~~.

The ~~consultant~~ contractor agrees to ~~that--he--will~~ not discriminate against any employee or applicant for employment because of race, religion, color, sex, age, or national origin.

12. Covenant ~~against--contingent--fees~~ Against Contingent Fees-

The ~~consultant~~ contractor warrants that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, ~~excepting~~ except bona fide employees. For breach or violation of this warranty the grantee shall have the right to annul this agreement without liability or in its discretion to deduct from the contract price or consideration or otherwise recover, the full amount of such commission percentage or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

13. Gratuities

(a) The grantee may, by written notice to the ~~consultant~~ contractor, terminate the right of the ~~consultant~~ contractor to proceed under this agreement if it is found, after notice and hearing, by the grantee that gratuities (in the form of entertainment, gifts, or otherwise) were offered or given by the ~~consultant~~ contractor, or any agent or representative of the ~~consultant~~ contractor, to any official or employee of the grantee or of the Agency with a view toward securing a contract or securing favorable treatment with respect to the awarding or amending, or the making of any determination with respect to the performance of this agreement. ~~Provided~~ provided that the existence of the facts upon which the grantee makes such findings shall be in issue and may be reviewed in proceedings pursuant to clause ~~Etense~~ 6 (Remedies) of this agreement.

(b) In the event this agreement is terminated as provided in paragraph (a) of this clause ~~hereof~~, the grantee shall be entitled: (1) to pursue the same remedies against the ~~consultant~~ contractor as it could pursue in the event of a breach of the contract by the ~~consultant~~ contractor; and (2) as a penalty in addition to any other damages to which it may be entitled by law, to exemplary damages in an amount (as determined by the grantee) which shall be not less than three nor more than ten times the costs incurred by the ~~consultant~~ contractor in providing any such gratuities to any such officer or employee.

(c) The rights and remedies of the grantee provided in this clause shall not be exclusive and are in addition to any rights and

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remedies provided by law or under this agreement.

14. Conflict of Interest

Contractor, by signing this agreement, covenants that contractor has no public or private interest, direct or indirect, and shall not acquire directly or indirectly any such interest which does or may conflict in any manner with the performance of contractor's services and obligations under this agreement. Any such conflict shall be disclosed to the grantee and the grantee shall determine whether such conflict is cause for the non-execution or termination of this agreement. Contractor further covenants that, in the performance of this agreement, no person having such interest shall be employed by contractor.

15. Americans with Disabilities Act

Contractor certifies that it shall comply with the provisions of the Americans with Disabilities Act (42 USC Section 12101 et seq.) as it may apply to the services, programs or activities that are to be provided under this agreement.

(Source: Amended at 19 Ill. Reg. **11821**, effective  
AUG 03 1995)

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## Section 871. APPENDIX B Procedures for Determination of Indirect Costs and Indirect Cost Rates

1. Definition:

Indirect costs are those costs incurred for a common or joint purpose but benefiting more than one cost objective, and not readily identifiable to the cost objectives specifically benefited. The term indirect cost, as used herein, applies to costs of this type occurring in the grantee department (or other relevant organizational unit responsible for project performance), as well as those central service support costs incurred by other departments in supplying goods, services, and facilities to the grantee department when such cost can be assigned to the departmental indirect cost pool as a result of an approved cost allocation plan.

2. General:

(a) Indirect costs of the grantee shall be allowable in accordance with an indirect cost agreement incorporated in the grant agreement. Indirect cost rates and indirect costs as determined below shall be used in the grant agreement but shall be considered to be estimates; the final amount of eligible indirect costs will be based on audited actual costs.

(b) Indirect cost rates are not retroactive and may not be changed during the period of the grant agreement.

(c) No indirect costs are allowable for reimbursement grants.

3. Grantees with Existing USBPA-Construction State or Federal Grants:

(a) If the grantee has a current grant from the B-9-Environmental Protection Agency (USBPA) for construction of a sewage treatment works a State or federal agency, the most recently established indirect cost rate in that grant will be used by the Agency, provided that the rate was established in accordance with 40 CFR 30.410 and 40 CFR 30.412- (July 1, 1986). (This incorporation contains no later amendments or editions additions.)

(b) If the grantee has a current State or federal grant from USBPA for the construction of treatment works which that shows a zero indirect cost rate or which that specifies that there is no indirect cost rate, it is not eligible to establish an indirect cost rate for a state planning grant.

(c) To establish an indirect cost rate under this section, the Agency will require:

(1) copies of all executed grants currently in effect between the grantee and USBPA State or federal agencies, certified by the clerk or other appropriate official of the grantee; and

(2) a letter from an appropriate official of the grantee, authorizing representatives of the Agency to have access to the federal audit which served as the basis of the indirect cost rate in the USBPA State or federal grants.

(d) If the grantee has more than one currently effective USBPA

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- construction grant State or federal grant with differing indirect cost rates, the Agency will determine which of the federally approved indirect cost rates is most appropriate for use on the state State planning or enforcement grant project. The most appropriate indirect cost rate is that rate derived from the prior existing project which was most similar in scope, objectives, methodology and personnel to the project for which the enforcement Enforcement or planning Planning grant is sought.
4. Grantee Grantees without Existing USFPA-Construction State or Federal Grants:

For grantees which that do not have existing current USFPA construction State or federal grants, either of the following procedures may be used to establish an indirect cost rate:

(A) A negotiated lump sum for overhead may be established, based on the grantee's submission of evidence of estimated charges to be incurred. The provisions of applicable federal regulations will be used as guidance in establishing such a lump sum. Lump sum indirect costs negotiated under this provision may not exceed one percent of the total project cost; or

(B) A negotiated indirect cost rate may be established, in--the manner described in applicable federal regulations, in accordance with either--of the following procedures: the grantee shall follow the Agency's criteria in determining eligibility of specific items used in establishing an indirect cost rate, submit the completed indirect cost rate determination to the Agency with calculations and assumptions made within the calculations, and provide a certification from an appropriate official of the grantee that the information submitted is, to the best of its knowledge, true and accurate. Total indirect costs may not exceed five percent of the total estimated project cost.

(1) For projects whose total estimated project cost is less than \$10 million, the grantee shall follow the Agency's criteria for use in determining eligibility of specific items used in establishing an indirect cost rate, submit the completed indirect cost rate determination to the Agency, with appropriate official of the grantee that the information submitted is, to the best of its knowledge, true and accurate. Under this section, total indirect costs may not exceed five percent of the total estimated project cost.

(2) For projects with a total project cost of more than \$10 million, the grantee may propose an indirect cost rate, with substantiation and justification, to the Agency. The Agency will review the submitted information in accordance with guidance and procedures described in 40 CFR 30.410 and 40 CFR 30.412.

## 5. Disputes:

The grantee will be notified in writing of Agency approval or

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disapproval of a proposed indirect cost rate. If the Agency disapproves the proposed rate, its reasons for disapproval shall be stated, together with a more appropriate method of determination. If the grantee does not accept the Agency's determination of a more appropriate method, it may contest it pursuant to the provisions of Section 871.304 of this Part.

(Source: Amended at 19 Ill. Reg. **11821**, effective **AUG 03 1995**)



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1) Heading of the Part: Procedures for Issuing Municipal Waste Planning and Non-Hazardous Solid Waste or Municipal Waste Enforcement Grants

2) Code Citation: 35 Ill. Adm. Code 870

3) Section Numbers: Adopted Action:

870.101	Amended
870.102	Amended
870.201	Amended
870.202	Amended
870.203	Amended
870.204	Amended
870.205	Amended
870.206	Amended
870.207	Repealed, New
870.208	Repealed
870.209	Amended
870.210	Amended
870.211	Amended
870.212	Repealed
870.301	Amended
870.302	Amended
870.303	Amended
870.304	Amended
870.305	Amended
870.306	Amended
870.307	Repealed
870.308	Amended
870.309	Amended
870.310	Amended

4) Statutory Authority: 415 ILCS 5/22.15

5) Effective Date of Rulemaking: August 3, 1995

6) Does this rulemaking contain an automatic repeal date? No

7) Does this rulemaking contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 2, 1995

9) Notice of Proposal Published in Illinois Register: February 24, 1995, 19 Ill. Reg. 2144

10) Has JCAR issued a Statement of Objections to these rules? No

11) Difference(s) between proposal and final version: The Agency made all

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changes suggested by JCAR and SOS as well as a couple in response to comments received.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this rulemaking replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rulemaking: Under statutory authority the amendments were made to authorize the Agency to provide financial assistance from the Solid Waste Management Fund to counties and municipal joint action agencies for implementing municipal waste management plans adopted pursuant to the Solid Waste Planning and Recycling Act. The proposed amendments initiate a Phase III grant program to allow counties and municipal agencies to continue plan implementation.

16) Information and questions regarding these adopted rules shall be directed to:

Name: Kimberly A. Robinson  
Address: Environmental Protection Agency  
Division of Legal Counsel  
2200 Churchill Road  
P.O. Box 19276  
Springfield, IL 62794-9276  
Telephone: 217/782-5544

The full text of the Adopted Rule begins on the next page:

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TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

## PART 870

PROCEDURES FOR ISSUING ~~SEB~~ MUNICIPAL WASTE

PLANNING AND NONHAZARDOUS SOLID WASTE OR MUNICIPAL WASTE ENFORCEMENT GRANTS

## SUBPART A: INTRODUCTION

Section  
870.101  
870.102  
870.103

Purpose  
Definitions  
Severability

SUBPART B: ~~SEB~~ MUNICIPAL WASTE PLANNING GRANTS

Section  
870.201  
870.202  
870.203  
870.204  
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870.206  
870.207  
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870.212

Grant Assistance Availability  
Assistance Amount  
Allocation  
Required Content of Applications for ~~SWP~~ MWP Grants  
Agency Action on Application  
Grant Award and Acceptance  
~~Evaluation-of-Performance~~ Grantee Responsibilities  
Supplemental SWP Grants ~~(Repealed)~~  
Grant Payment Schedule  
Noncompliance with Grant Conditions  
Indemnity  
Guidance for Planning ~~(Repealed)~~

## SUBPART C: NONHAZARDOUS SOLID WASTE OR MUNICIPAL WASTE ENFORCEMENT GRANTS

Section  
870.301  
870.302  
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870.305  
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870.310

Grant Assistance Availability  
Assistance Amount  
Required Content of Applications for ~~SWB~~ SMWE Grants  
Agency Action on Application  
Grant Award and Acceptance  
Evaluation of Performance  
Supplemental SWE Grants ~~(Repealed)~~  
~~Requests-for-Payment~~ Grant Payment Schedule  
Noncompliance with Grant Conditions  
Indemnity

AUTHORITY: Implementing and authorized by Section 22.15 of the Environmental Protection Act [415 ILCS 5/22.15].

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SOURCE: Emergency rules adopted at 10 Ill. Reg. 17780, effective September 29, 1986, for a maximum of 150 days; adopted at 11 Ill. Reg. 9585, effective May 15, 1987; amended at 14 Ill. Reg. 19024, effective November 13, 1990; amended at 15 Ill. Reg. 9311, effective June 18, 1991; amended at 19 Ill. Reg. **11861**, effective AUG-03-1995.

## SUBPART A: INTRODUCTION

## Section 870.101 Purpose

- a) The Illinois Solid Waste Management Act [415 ILCS 20] ~~(1117-Rev-Stat-1989; ch-111-1/27; par-7051-et-seq-1--1415--1505--201)~~ amended the Environmental Protection Act [415 ILCS 5] (Act) by adding Section 22.15 of the Act which authorized the Environmental Protection Agency ~~(Agency)~~ to:
- 1) ~~provide financial assistance to units of local government in planning for the management of nonhazardous solid waste or municipal waste where alternatives to disposal of nonhazardous solid waste or municipal waste in a sanitary landfill will receive full evaluation and consideration in the planning process; or in plans prepared pursuant to the Local Solid Waste Disposal Act or the Solid Waste Planning and Recycling Act [415 ILCS 5/22.15(g)]; and~~
  - 2) ~~to provide financial assistance to units of local government for the performance of inspecting, investigating and enforcement activities pursuant to Section 4(1) of the Act at nonhazardous solid waste or municipal waste disposal sites (1117-Stat-1989; ch-111-1/27; par-1022-157; [415 ILCS 5/22.15(h)]).~~
- b) This part sets forth the procedures used by the Agency in the issuance of grants to units of local government for:
- 1) planning for the management of municipal waste ~~nonhazardous-solid waste~~ in accordance with Section 22.15(g) of the Act [415 ILCS 5/22.15(g)] of the Act; and
  - 2) inspecting, investigating and enforcement activities at nonhazardous solid waste or municipal waste disposal sites in accordance with Section 22.15(h) ~~of the Act~~ [415 ILCS 5/22.15(h)].

(Source: Amended at 19 Ill. Reg. **11861**, effective AUG-03-1995)

## Section 870.102 Definitions

For purposes of this Part, the words and terms used in this Part shall have the meanings below. Words and terms not defined in this Part, if defined in the Environmental Protection Act [415 ILCS 5], shall have the meanings as defined therein. Words and terms not defined in this Part and not defined in the

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Environmental Protection Act (415 ILCS 5) shall have the meaning as defined in the Solid Waste Planning and Recycling Act (415 ILCS 15).

a) Unless--specified--otherwise--all--terms--shall--have--the--meanings--set forth--in--the--Environmental--Protection--Act.

b) For--purposes--of--this--Part--the--following--definitions--apply:

"Act" or "Environmental Protections Act" means the Environmental Protection Act at ~~111-1-Rev--Stat--1989--ch--111--1/27--par--1981--et seq--~~ 415 ILCS 57--as-amended.

"Advertising" means costs for advertising related to grant activities. Public notices, newspaper advertisements, and consultant procurement costs are typically included in the advertising category.

"Agency" means the Environmental Protection Agency established by the Environmental Protection Act. (Section 3.01 of the Act)

"Allowable costs" means allocable project costs of the grantee that are reasonable and necessary. These may include, but are not limited to:

Costs of salaries, benefits, and expendable material incurred by the grantee for the project, except as provided in 35 Ill. Adm. Code 871.601(b)(7);  
Professional and consultant services;  
Project feasibility and engineering reports; and  
Materials acquired, consumed, or expended specifically for the project.

"Amortization" means the prorating of appropriate other direct costs over a useful life, and the subsequent submittal of the prorated cost to the Agency for reimbursement.

"An accounting" means a compilation of documentation to establish, substantiate and justify the nature and extent of the charges for which the grantee is requesting reimbursement.

"Applicant" means the unit of local government that is applying for a municipal waste planning or nonhazardous solid or municipal waste enforcement grant under Section 22.15 of the Act.

"Combustion", as applied to municipal waste, means the incineration of municipal waste for either energy recovery or volume reduction.

"Commercial waste", as applied to municipal waste, means nonhazardous waste originating from wholesale, retail, or service establishments such as office buildings, stores, markets, theaters, hotels, motels,

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and warehouses.

"Composting" means the biological treatment process by which microorganisms decompose the organic fraction of waste, producing compost. (Section 3.70 of the Act)

"Computer charges" means expenses related to the lease or rental of computers, printers, and accessories.

"Conference or training registration" means expenses related to registration for conferences, workshops, seminars, and training that are grant-related.

"Construction or demolition debris", as applied to municipal waste, means nonhazardous materials, such as broken concrete, stone, rock, bricks or building or construction debris resulting from construction or demolition activities.

"Content", as applied to municipal waste, means the composition or characterization of that waste.

"Contractor" means the person, as defined in Section 3.26 of the Act, to whom a subagreement is awarded.

"Delegation agreement" means an agreement authorized by Section 4(r) of the Act under which the Agency may delegate inspection, investigation and enforcement authority at nonhazardous solid or municipal waste facilities or sites to a unit of local government.

"Direct labor costs" means expenses for personnel working on grant-related activities that can be directly identified to the grant. These costs may include costs for the applicant's or grantee's direct personnel, in-kind contributions, and fringe benefits, but do not include contractors' costs.

"Direct personnel costs" means expenses for an applicant's or grantee's employees that can be directly identified to the grant. These costs do not include subcontractors' costs.

"Directly identifiable costs" means grant expenses that can be documented and traced to allowable grant activities and are supported by accurate and adequate documentation, such as timesheets, receipts, logs and vouchers.

"Economic assessment" means a study, review, or evaluation of the economic effects of a particular municipal waste management option or combination of options on the study area.



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"Environmental assessment" means a study, review, or evaluation of the environmental effects of a particular municipal waste management option or combination of options on the study area.

"Equipment" means items to be purchased for grant activities that individually cost \$50 or more and have a useful life of one year or more. These typically include office furniture, computers and printers, calculators and adding machines, and cameras.

"Expensed" means that requests for reimbursement for other direct costs are submitted by the grantee during the year in which the costs were accrued.

"Facilities, projects or programs", as applied to municipal waste management, means existing and proposed sites, operations, activities, and other recommended actions related to municipal waste management planning.

"Fringe benefits" means benefits for the applicant's or grantee's personnel. These may include, but are not limited to, social security, retirement, unemployment insurance, workers' compensation, and health insurance.

"Garbage" means waste resulting from the handling, processing, preparation, cooking, and consumption of food, and wastes from the handling, processing, storage, and sale of produce. (Section 3.11 of the Act)

"General household waste", as applied to municipal waste, means nonhazardous solid waste originating in single and multiple-family dwellings.

"Grant agreement" means the written agreement and amendments thereto between the Agency and a grantee in which the terms and conditions governing the grant are stated and agreed to by both parties.

"Grantee" means the unit of local government that has been awarded a grant for municipal waste planning or nonhazardous solid or municipal waste enforcement under Section 22.15 of the Act.

"Implementation", as applied to municipal waste planning, means activities related to the initiation or execution of facilities, projects, or programs included in an adopted waste management plan.

"Indirect Costs" means those costs incurred by an applicant or grantee for a common or joint purpose but benefiting more than one cost objective, and not readily identifiable to the cost objectives specifically benefited. Procedures for the determination of indirect

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costs and indirect cost rates are found at 35 Ill. Adm. Code 871.Appendix B.

"Industrial lunchroom or office waste" means non-industrial waste produced in industrial lunchrooms, cafeterias or food-serving functions, or offices.

"In-kind contributions" means goods and services donated to the applicant's or grantee's grant program by a second unrelated party. These goods and services must be contributed to the applicant or grantee and a fair market value must be assigned to these contributions.

"Institutional waste", as applied to municipal waste, means non-industrial waste originating in facilities such as schools, hospitals, correctional facilities, and research institutions.

"Landscape Waste" means all accumulations of grass or shrubbery cuttings, leaves, tree limbs and other materials accumulated as the result of the care of lawns, shrubbery, vines and trees. (Section 3.20 of the Act)

"Licensed professional engineer" means an individual currently licensed to practice professional engineering in the State of Illinois.

"Local Solid Waste Disposal Act" or "LSWDA" means the Local Solid Waste Disposal Act at 415 ILCS 10.

"Municipal joint action agency" means a planning or implementation agency formed pursuant to Section 3 of the Intergovernmental Cooperation Act [5 ILCS 220/3] consisting of any two or more municipalities, counties, or combination thereof formed by intergovernmental agreement to provide for efficient and environmentally sound collection, transportation, processing, storage, and disposal of municipal waste.

"Municipal waste" means garbage, general household, institutional and commercial waste, industrial lunchroom or office waste, landscape waste, and construction or demolition debris. (Section 3 of the Solid Waste Planning and Recycling Act [415 ILCS 15/3]).

"Municipal waste management plan" means a program designed to manage municipal waste over a 20-year period. Plans shall include an evaluation of the existing municipal waste management system and a set of recommended actions that matches municipal waste management alternatives to applicable portions of the waste stream, and shall be adopted in accordance with the Solid Waste Planning and Recycling Act

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[415 ILCS 15].

"Municipal waste management planning" means the evaluation of various municipal waste management alternatives, using economic, energy, environmental, political, and technical criteria appropriate to the planning area, for incorporation in a municipal waste management plan to be adopted in accordance with the Solid Waste Planning and Recycling Act [415 ILCS 15].

"Nonhazardous Municipal Waste Planning Grants" or "MWP" Grants means grants issued pursuant to Section 22.15(g) of the Act and Subpart B of this Part.

"SWP-Grants" or "Solid Municipal Waste Planning Grants" or "MWP Grants" means grants issued pursuant to Section 22.15(g) of the Act and Subpart B of this Part.

"SWP-Grants" or "Nonhazardous Solid Waste or Municipal Waste Enforcement Grants" or "SWWE Grants" means grants issued pursuant to Section 22.15(h) of the Act and Subpart C of this Part.

"Office lease and utility expenses" means expenses for the lease or rental of office space and the concomitant utility expenses such as for heat and electricity.

"Origin", as applied to municipal waste, means the source of that waste, such as the general household, commercial, or institutional sector of the waste stream.

"Other direct costs" means those grant costs that can be directly identified as grant-related. These include travel, equipment, supplies, postage, advertising, computer charges, telecommunications, office lease and utility costs, vehicle charges, printing, and conference and training registration.

"Outputs" means all draft and final reports, documents, plans, and other materials produced for grant program elements. These include Phase I-Needs Assessments and Phase II-Municipal Waste Management Plans adopted in accordance with the provisions of the Solid Waste Planning and Recycling Act [415 ILCS 15].

"Phase I MWP Grant" means a Municipal Waste Needs Assessment Grant issued pursuant to Section 22.15(g) of the Act and 35 Ill. Adm. Code 870.204(b).

"Phase II MWP Grant" means a Municipal Waste Planning Grant issued pursuant to Section 22.15(g) of the Act and 35 Ill. Adm. Code 870.204(c).

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"Phase III MWP Grant" means a Municipal Waste Implementation Planning Grant issued pursuant to Section 22.15(g) of the Act and 35 Ill. Adm. Code 870.204(d).

"Postage" means expenses for transmitting mail and packages for grant activities. These typically include regular, certified, express mail, and shipping charges for packages.

"Printing" means expenses related to copying, printing, reproduction, and document preparation.

"Program elements" means all activities, tasks, duties, assignments, functions, or responsibilities to be conducted to complete grant outputs, projects or programs.

"Recycling center" means a site or facility that accepts only segregated, nonhazardous, nonspecial, homogenous, nonputrescible materials, such as dry paper, glass, cans or plastics, for subsequent use in the secondary materials market. (Section 3.81 of the Act)

"Recycling program" means facilities, projects, activities, or recommendations included in a municipal waste management plan that comply with the provisions of the Solid Waste Planning and Recycling Act [415 ILCS 15].

"Recycling, reclamation or reuse" means a method, technique or process designed to remove any contaminant from waste so as to render such waste reusable, or any process by which materials that would otherwise be disposed of or discarded are collected, separated or processed and returned to the economic mainstream in the form of raw materials or products. (Section 3.30 of the Act)

"Solid Waste" means waste. (Section 3.82 of the Act)

"Solid Waste Management Act" means the Solid Waste Management Act at 415 ILCS 20.

"Solid Waste Planning and Recycling Act" or "SWPRA" means the Solid Waste Planning and Recycling Act at 415 ILCS 15.

"Source reduction", as applied to municipal waste, means the design, manufacture, acquisition, purchase, or use of materials or products to reduce the amount or toxicity of municipal waste before it enters the municipal waste stream. This may be accomplished through the redesign of manufacturing processes; redesign of products; changes in consumers' purchasing decisions, use, and disposal habits; and backyard composting.



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"State" means the State of Illinois.

"Subagreement" means a written agreement between the grantee and another party, such as a contractor, and any tier of agreement thereunder for the furnishing of services, supplies, or equipment necessary to complete the project for which a grant was awarded, including contracts for personal and professional services and purchase orders.

"Subcontractor progress report" means a summary of a subcontractor's progress in meeting its tasks required under a grantee subagreement. Subcontractor progress reports shall include: the tasks completed during the reporting period; a description of any problems or delays; and a listing of current billing information. Subcontractors shall submit progress reports to grantees for transmittal to the Agency in accordance with the schedule in the grant agreement.

"Supplies" means items to be purchased for grant activities that have an individual cost of less than \$50 and a useful life of less than one year and/or are personal (fitted or sized, such as gloves and boots) in nature.

"Telecommunications" means expenses related to telecommunications, such as telephone installation and usage, portable telephones, and pagers.

"Transfer station" means a site or facility that accepts waste for temporary storage or consolidation and for further transfer to a waste disposal, treatment or storage facility. "Transfer station" includes a site where waste is transferred from:

A rail carrier to a motor vehicle or water carrier;

A water carrier to a rail carrier or motor vehicle;

A motor vehicle to a rail carrier, water carrier or motor vehicle;

A rail carrier to a rail carrier, if the waste is removed from a rail car, or

A water carrier to a water carrier, if the waste is removed from a vessel. (Section 3.83 of the Act)

"Travel" means expenses related to the applicant's or grantee's execution of grant-related activities while on travel status. These typically include mileage, transportation, lodging, meals or per diem, and parking.

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"Unallowable costs" means costs that exceed the total amount of the grant offer or which are not necessary for completion of the work required by the grant agreement. Such costs include, but are not limited to:

Awareide planning or enforcement not directly related to the project;

Bonus payments not legally required for completion of the project;

Personal injury compensation or damages arising out of the project, whether determined by adjudication, arbitration, negotiation, or otherwise;

Fines and penalties resulting from violations of, or failure to comply with, federal, State or local laws;

Costs outside the scope of the approved planning or enforcement project;

Interest on bonds or any other form of indebtedness required to finance the project costs;

Ordinary operating expenses of local governments, such as salaries and expenses of a mayor, city council members, or city attorney, except as provided in 35 Ill. Adm. Code 871.601(d);

Site acquisition (for example, sanitary landfills and sludge disposals areas);

Costs for which payment has been or will be received under another State or federal assistance program;

Costs of equipment or material procured in violation of any of the 35 Ill. Adm. Code 871 provisions;

Costs of special funds (i.e., industry advancement funds; funds to reimburse bidding costs to unsuccessful offerors, etc.) financed by contractors, contributions in the industry for methods and materials research, public and industry relations, market development, labor-management matters, wage negotiations, jurisdictional disputes, or defraying of all or part of unsuccessful offerors' bidding costs;

Costs under contracts that are incurred after the expiration of the applicable contractual completion date, even if the contractual completion date is subsequently extended by the



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grantee, unless such extension has been approved by the Agency in accordance with 35 Ill. Adm. Code 871.402;

Personal and professional consultant services costs arising under cost-plus-percentage-of-cost type of agreement (including the multiplier contract where profit is in the multiplier);

Personal and professional consultant services costs when the Agency has been refused access to the books and records of the contractor or the contractor has refused to renegotiate a personal or professional services contract in accordance with 35 Ill. Adm. Code 302; and

Increases in personal and professional consultant services contract fees which are based solely on a percentage of increased costs notwithstanding the contractual liabilities of the grantee under such contract.

"Unit of local government" means a municipality, county, or a municipal joint action agency pursuant to Section 3 of the Intergovernmental Cooperation Act [5 ILCS 220/3], or if the context requires, the member municipalities of such an agency or its territory.

"Vehicle changes" means costs for the lease, rental, purchase or utilization of a vehicle for grant activities. If a vehicle is purchased, only an amortized amount, calculated over a 36 month lifespan, may be reimbursed by the Agency.

"Volume reduction at the source" means source reduction.

"Waste" means any garbage, sludge from a waste treatment plant, water supply treatment plant, or air pollution control facility or other discarded material, including solid, liquid, semi-solid, or contained gaseous material resulting from industrial, commercial, mining or agricultural operations, and from community activities, but does not include solid or dissolved materials in irrigation return flows or industrial discharges which are point sources subject to permits under Section 402 of the federal Water Pollution Control Act, as now or hereafter amended, or source, special nuclear, or by-product materials as defined in the Atomic Energy Act of 1954, as amended (68 U.S.C. 921) or any solid or dissolved materials from any facility subject to the federal Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87) or the rules and regulations thereunder or any law or rule or regulation adopted by the State of Illinois pursuant thereto, except that for the purposes of this Part, waste does not include hazardous waste. (Section 3.53 of the Act)

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"Waste audit" or "Waste stream audit", as applied to municipal waste, means a systematic accounting of materials (inputs) and products or waste (outputs) to identify potential waste reduction or recycling opportunities.

"Waste characterization study", as applied to municipal waste, means a study designed to determine estimates of the composition or characterization of that waste.

"Waste generation", as applied to municipal waste, means the weight or volume of materials and products as they enter the municipal waste stream, and before materials recovery, combustion, or landfilling occur.

"Waste reduction", as applied to municipal waste, means all municipal waste management methods resulting in a reduction of municipal waste requiring final disposal. Municipal waste reduction includes, but is not limited to, source reduction, recycling, composting, and shredding and compaction of municipal waste.

"Waste stream", as applied to municipal waste, means the waste generated by a specific sector as it moves from generation to final handling. A waste stream may include the municipal waste stream components, the total waste stream, or any component thereof.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

SUBPART B: ~~SWP~~ MUNICIPAL WASTE PLANNING GRANTS

## Section 870.201 Grant Assistance Availability

- a) Subject to the availability of funding and the limitations and requirements set forth in this Part, grant assistance is available for the following planning projects and programs for the management of nonhazardous-solid municipal waste:
  - 1) Phase I SWP MWP Grants (Solid Municipal Waste Needs Assessment).
  - 2) Phase II SWP MWP Grants (Solid Municipal Waste Planning).
  - 3) Phase I + and II MWP SWP Grants (Solid Municipal Waste Needs Assessment and Planning).
  - 4) Phase III MWP Implementation Grants (Municipal Waste Implementation Planning).
- b) The State share for total eligible costs for Phase-I or Phase-II--SWP MWP Grants shall not exceed 70 percent.
- c) Forms and instructions for applying for grant funding will be made available to eligible units of local government by the Agency.
- d) As of September 1, 1995, no applications for Phase I or Phase II Grants will be accepted by the Agency.

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(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

## Section 870.202 Assistance Amount

- a) The amount of assistance to be provided to an applicant will be based on:
- 1) Identification of a need for planning in the affected area for management of ~~solid~~ municipal waste;
  - 2) Provision of information conducive to the full evaluation and consideration of each preferred alternative to landfill facilities as identified in Section 2(b) of the Illinois Solid Waste Management Act;
  - 3) Demonstration that the costs of the work program do not exceed the benefits from the proposed outputs. If the Agency's evaluation indicates that the proposed outputs do not justify the level of funding requested, the Agency may reduce the assistance amount; and
  - 4) The extent to which the applicant's work program is demonstrated to be necessary and appropriate and to the extent that the anticipated cost of the applicant's program is proportionate to the proposed outputs.
- b) No combination of ~~SWP MWP~~ Phase I and II ~~Grant-or-grants~~ Grants issued under this Subpart may provide aggregate financial assistance in excess of \$500,000.
- c) Counties and municipal joint action agencies shall be eligible for Phase III Municipal Waste Implementation Planning Grants. No Phase III Municipal Waste Implementation Planning Grant issued under this Subpart shall provide financial assistance in excess of \$500,000.
- d) Phase III Municipal Waste Implementation Planning Grants will not be issued to counties and municipal joint action agencies without an adopted plan that has been deemed by the Agency to meet the requirements of the Solid Waste Planning and Recycling Act and any other applicable State legislation. These grants will provide funding for further planning toward implementation of municipal waste management alternatives identified in adopted plans. These adopted plans may be developed with State financial assistance. The issuance of Phase III grants is not contingent upon receipt of previous State financial assistance.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

## Section 870.203 Allocation

- a) SWP MWP Phase I and II grant funds shall be allocated for approved applications in the order of receipt of complete applications, to the

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extent that funds are available and appropriate. Priority in awarding grant funding shall be given to applicants that:

- 1) Have received no prior MWP grants; or
- 2) Are conducting planning in areas for which no previous planning activities have occurred.

b) The Agency shall make application forms, and other forms, and instructions available to counties and municipal joint action agencies to apply for Phase III grant funding. The Agency shall accept applications for Phase III Municipal Waste Implementation Planning Grants only on December 30 and June 30 of each year. If either of these dates falls on a weekend or a State holiday, applications will be accepted on the next business day. Applicants must submit applications on forms prescribed and provided by the Agency.

- 1) To the extent that funds are available and appropriated, priority in reviewing grant applications shall be given to applicants based on the date and time that a complete application is received from the grant applicant by the Planning and Grants Unit, Solid Waste Management Section, Division of Land Pollution Control, Bureau of Land, Illinois Environmental Protection Agency. For purposes of review prioritization, a complete Phase III grant application must:

A) Include an ordinance or resolution by the applicant certifying that a municipal waste management plan has been adopted in accordance with the provisions of the Solid Waste Planning and Recycling Act. If the plan has been revised after initial adoption, a resolution or ordinance that designates the revisions as part of the plan must be submitted;

B) Include an ordinance or resolution by the applicant certifying that implementation of the plan, including the recycling program, has begun within one year after plan adoption; and

C) Adequately address the provisions of Section 870.204(d) of this Part, including but not limited to:

i) A description of the facilities, projects, and programs included in the adopted municipal waste management plan, for which funding is requested, with priority given to projects or programs that are designed to produce significant increases in waste reduction or recycling;

ii) The tasks to be completed for the facility, project, or program. This information shall be specific to the facility, project, or program, and shall address the provisions of Section 870.204(d)(4) (A) through (D) of this Part;

iii) A work program to be carried out under the grant, including a schedule for completing tasks and program elements, costs for each program element, and outputs



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- for each program element; and
- (iv) Cost justification for the amount requested, including a budget submitted on forms provided and prescribed by the Agency, in accordance with instructions provided by the Agency.
- 2) Priorities in the awarding of such assistance shall be given to projects and programs that are designed to produce significant increases in waste reduction or recycling. (Section 22.15.(g) of the Act) The Agency shall approve or disapprove complete applications in accordance with Section 870.205 of this Part.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

## Section 870.204 Required Content of Applications for SWP MWP Grants

- a) SWP MWP Grants will not be awarded unless complete, acceptable applications are filed in accordance with the requirements of this section.
- b) An-A complete, acceptable application for a SWP MWP Grant for a Phase I -- Solid Municipal Waste Needs Assessment shall address and provide information for the following:
- 1) The geographic area to be encompassed by the grant, including demographic data.
  - 2) The methods to be used in assessing solid municipal waste needs and obtaining the information required under subsection (b)(3) below. These may include, but are not limited to, surveys, literature reviews, waste characterization studies, and weighing and sorting projects. The statistical methodology that will be used to ensure that the data to be collected is accurate shall be included.
  - 3) Methods and procedures by which the following information will be acquired:
    - A) Residential-solid-waste-generated-annually?
    - B) Industrial-and-commercial-solid-waste-generated-annually?
    - C) Origin, content, and weight or volume of municipal waste currently generated;
    - D) Origin, content, and weight, or volume and-type of municipal waste annually disposed in landfills;
    - E) Origin, content, and weight, or volume and-type of municipal waste annually recycled, reclaimed, or reused;
    - F) Origin, content, and weight, or volume and-type of municipal waste annually burned or composted for energy recovery;
    - G) Origin, content, and weight, or volume and-type of municipal waste annually incinerated or combusted for volume reduction;

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- (F) Weight or volume of waste annually transported into (imported) and out of (exported) the study area;
- (H) Average distance solid municipal waste is transported before final handling; and
- (I) Weight or volume of solid municipal waste managed on-site; and
- J) A description of the facilities where municipal waste is currently being processed or disposed of and the remaining available permitted capacity of such facilities. (Section 4 of the SWPRA)
- 4) Projections of information required under subsection (b)(3) above for five-and twenty years from the study date as required by the SWPRA.
  - 5) The work program to be carried out under the grant. The work program must specify:
    - A) Number of months and/or work years needed for each program element;
    - B) The outputs committed to under each program element, including outputs required under subsections (b)(3) and (b)(4) above;
    - C) A schedule for accomplishment of outputs and the tasks to be accomplished to meet the outputs;
    - D) Identification of the unit of local government responsible for each of the elements and outputs; and
    - E) Identification of the public involvement process to be used in developing the program. At a minimum, such process shall provide for at least one public meeting to be held, after reasonable notice to the public, for the purpose of receiving public comment.
  - 6) Cost justifications for the amount requested, including a budget submitted on forms prescribed and provided by the Agency for the expenses to be incurred. With the exception of indirect costs (as defined in 35 Ill. Adm. Code 871. Appendix B), all costs must be directly identified as grant related. To be directly identifiable and eligible for grant reimbursement, expenses must be documentable and traceable to the grant. ~~The budget shall include:~~
    - A) ~~Demonstration of source of funds for the local share.~~
    - B) ~~Direct costs, which shall be itemized as follows:~~
      - 1) ~~personal services~~
      - 2) ~~fringe benefits~~
      - 3) ~~travel~~
      - 4) ~~equipment~~
      - 5) ~~contractual support~~
      - 6) ~~supplies~~
      - 7) ~~other direct costs.~~



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E) Indirect costs-

7) The budget, which shall be submitted to the Agency on forms prescribed and provided by the Agency, shall include at a minimum:

- A) Demonstration through an ordinance or resolution of source of funds for the local share.
- B) Direct labor costs, which shall be itemized as follows:
  - i) Direct personnel;
  - ii) In-kind contributions;
  - iii) Fringe benefits.
- C) Indirect costs, as defined and described in 35 Ill. Adm. Code 871.Appendix B.
- D) Other direct costs include:
  - i) Travel;
  - ii) Equipment;
  - iii) Supplies;
  - iv) Postage;
  - v) Advertising;
  - vi) Computer charges;
  - vii) Telecommunications;
  - viii) Office lease and utility costs;
  - ix) Vehicle charges;
  - x) Printing; and
  - xi) Training and conference registration.
- E) Subagreements.
- F) Total estimated cost.
- G) Source of funds by budget category.
- H) Allocation of funds by State fiscal year.
- I) Local contributions.

c) An application for a SWP Grant for Phase II Solid Waste Planning shall address the following: Applicants for a MWP Grant for Phase II -- Municipal waste planning must submit applications that reflect the final plan adopted by the county as required by Section 4(b) of the Solid Waste Planning and Recycling Act on or before September 1, 1995. Such an application shall address and provide information for the following:

- 1) The geographic area to be encompassed by the grant, including demographic data.
- 2) An assessment of the ~~solid~~ municipal waste needs for the planning area which includes the information required under subsections (b)(3) and (b)(4) above.
- 3) The methods outputs to be used developed by the applicant in planning for the effective and efficient management of solid or municipal waste in a manner that promotes economic development, protects the environment and public health and safety and allows the most practical and beneficial use of the material and energy values of solid or municipal waste. (Section 2(a)(4) of the Illinois Solid Waste Management Act);

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4) The methods outputs to be used developed by the applicant to assure that, with respect to all identified ~~solid~~ municipal waste needs for the planning area, alternatives to disposal of nonhazardous waste in a sanitary landfill will receive full evaluation and consideration in the planning process or in plans prepared pursuant to the Local Solid Waste Disposal Act or the Solid Waste Planning and Recycling Act. (Section 22.15(g) of the Act) The applicant must demonstrate the environmental, economic, ~~social~~ and technical feasibility aspects of each alternative in accordance with the following management hierarchy, in descending order of preference:

- A) Volume reduction at the source.
- B) Recycling and reuse.
- C) Combustion with energy recovery.
- D) Combustion for volume reduction.
- E) Disposal in landfill facilities.

(Section 2(b) of the Illinois Solid Waste Management Act)

5) The methods to be used by the applicant to ensure development of a municipal waste management plan in accordance with the Solid Waste Planning and Recycling Act or the Local Solid Waste Disposal Act. These methods shall provide, at a minimum, the following:

- A) A description of the origin, content, and weight or volume of municipal waste currently generated within the planning area's boundaries, and the origin, content, and weight or volume of municipal waste that will be generated during the next 20 years, including an assessment of the primary variables affecting this estimate and the extent to which they can reasonably be expected to occur;
- B) A description of the facilities where municipal waste is currently being processed or disposed of and the remaining available permitted capacity of such facilities;
- C) A description of the facilities and programs that are proposed for the management of municipal waste generated within the planning area's boundaries during the next 20 years, including, but not limited to, their size, expected cost and financing method;
- D) An evaluation of the environmental, energy, life cycle cost and economic advantages and disadvantages of the proposed waste management facilities and programs;
- E) A description of the time schedule for the development and operation of each proposed facility or program;
- F) The identity of potential sites within the planning area where each proposed waste processing, disposal, and recycling program will be located or an explanation of how the sites will be chosen. For any facility outside the planning area that is proposed to be used, the plan shall explain the reasons for selecting such facility (Section 4

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- of the SWPRA):
- G) If the plan concludes that waste stream control measures are necessary to implement the plan, the identification of those measures (Section 3 of the Local Solid Waste Disposal Act);
- H) The identity of the governmental entity responsible for implementing the plan and an explanation of the legal basis for the entity's authority to do so (Section 6 of the SWPRA);
- I) Adequate provision for the present and reasonably anticipated future needs of the recycling and resource recovery interests within the area (Section 3 of the Local Solid Waste Disposal Act); and
- J) A description of the planning area's recycling program.
- Such recycling program:
- i) Shall be designed to be implemented throughout the planning area's boundaries and shall include a time schedule for implementation.
- ii) Shall provide for the designation of a recycling coordinator to administer the program.
- iii) Shall be designed to recycle, by the end of the third and fifth years of the program respectively, 15% and 25% of the municipal waste generated in the planning area, subject to the existence of a viable market for the recycled material, based on measurements of recycling and waste generated in terms of weight. The determination of recycling rate shall not include: discarded motor vehicles, wastes used for clean fill or erosion control, or commercial, institutional, or industrial machinery or equipment.
- iv) May provide for the construction and operation of one or more recycling centers by a unit of local government, or for contracting with other public or private entities for the operation of recycling centers.
- v) May be designed to require residents to separate recyclable materials at the time of disposal or trash pick-up.
- vi) May be designed to make special provision for commercial and institutional establishments that implement their own specialized recycling programs, provided that such establishments annually provide written documentation of the total number of tons of material recycled in the planning area.
- vii) Shall be designed to provide for separate collection and composting of leaves.
- viii) Shall include public education and notification programs to foster understanding of and encourage compliance with the recycling program.

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- ix) Shall be designed to include provisions for compliance, including incentives and penalties.
- x) Shall include provisions for recycling the collected materials, identifying potential markets for at least 3 recyclable materials, and promoting the use of products made from recovered or recycled materials among businesses, newspapers, and local governments in the planning area.
- xi) May be designed to provide for the payment of recycling diversion credits to public and private parties engaged in recycling activities. (Section 6 of the SWPRA)
- K) Any other information that the Agency may require. (Section 4 of the SWPRA)
- 65) The work program to be carried out under the grant. The work program must shall specify:
- A) The number of months and/or work years needed for each program element;
- B) the The outputs committed to under each program element including outputs required under subsections 870.204(c)(3) and (c)(4) above;
- C) aA schedule for accomplishment of outputs and the tasks to be accomplished to meet the outputs;
- D) identification--of--the The unit of local government responsible for each of the elements and outputs; and
- E) identification--of--the The public involvement process to be used in developing the program. At a minimum, such process shall comply with the public involvement process included in the Solid Waste Planning and Recycling Act, and provide for at least one public hearing meeting to be held, after reasonable notice to the public, for the purpose of receiving public comment.
- 76) Cost justifications for the amount requested, including a budget submitted on forms prescribed and provided by the Agency for the expenses to be incurred. With the exception of indirect costs (as defined in 35 Ill. Adm. Code 871. Appendix B), all costs must be directly identified as grant-related. To be directly identifiable and eligible for grant reimbursement, expenses must be documentable and traceable to the grant. ~~The--budget--shall include:~~
- A) ~~Demonstration of the source of funds for the local share.~~
- B) ~~Direct costs, which shall be itemized as follows:~~
- i) ~~personal services~~
- ii) ~~fringe benefits~~
- iii) ~~travel~~
- iv) ~~equipment~~
- v) ~~contractual support~~
- vi) ~~supplies~~



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viii) other-direct-costs:-e) Indirect-costs:-

8) The budget, which shall be submitted to the Agency on forms prescribed and provided by the Agency, shall include at a minimum:

A) Demonstration through an ordinance or resolution of the source of funds for the local share.

B) Direct labor costs, which shall be itemized as follows:

- i) Direct personnel;
- ii) In-kind contributions; and
- iii) Fringe benefits.

C) Indirect costs, as defined and described in 35 Ill. Adm. Code 871-Appendix B.

D) Other direct costs, which shall include:

- i) Travel;
- ii) Equipment;
- iii) Supplies;
- iv) Postage;
- v) Advertising;
- vi) Computer charges;
- vii) Telecommunications;
- viii) Office lease and utility costs;
- ix) Vehicle charges;
- x) Printing; and
- xi) Training and conference registration.

E) Subagreements.

F) Total estimated cost.

G) Source of funds by budget category.

H) Allocation of funds by State fiscal year.

I) Local contributions.

d) A complete, acceptable application for a MWP grant for Phase III -- Municipal Waste Implementation Planning shall address and provide information for the following:

1) The geographic area to be encompassed by the grant, including demographic data.

2) A municipal waste management plan adopted in accordance with the provisions of the Solid Waste Planning and Recycling Act. Such plan shall include an ordinance or resolution by the applicant certifying that a municipal waste management plan has been adopted in accordance with the provisions of the Solid Waste Planning and Recycling Act. If the plan has been revised after initial adoption, a resolution or ordinance which designates the revisions as part of the plan must be submitted. The municipal waste management plan shall address, at a minimum, the following:

A) A description of the origin, content, and weight or volume of municipal waste currently generated within the county's or municipal joint action agency's boundaries, and the origin, content, and weight or volume of municipal waste

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that will be generated within the county's or municipal joint action agency's boundaries during the next 20 years, including an assessment of the primary variables affecting this estimate and the extent to which they can reasonably be expected to occur.

B) A description of the facilities where municipal waste is currently being processed or disposed of and the remaining available permitted capacity of such facilities;

C) A description of the facilities and programs that are proposed for the management of municipal waste generated within the county's or municipal joint action agency's boundaries during the next 20 years, including, but not limited to, their size, expected cost and financing method;

D) An evaluation of the environmental, energy, life cycle cost and economic advantages and disadvantages of the proposed waste management facilities and programs;

E) A description of the time schedule for the development and operation of each proposed facility or program;

F) The identity of potential sites within the county or municipal joint action agency where each proposed waste processing, disposal, and recycling program will be located, or an explanation of how the sites will be chosen. For any facility outside the county or municipal joint action agency that is proposed to be used. The plan shall explain the reasons for selecting such facility (Section 4 of the SWPRA);

G) The identity of the governmental entity responsible for implementing the plan on behalf of the county or municipal joint action agency and explanation of the legal basis for the entity's authority to do so (Section 6 of the SWPRA);

A description of the county's or municipal joint action agency's recycling program. Such recycling program:

- i) Shall be implemented throughout the county's or municipal joint action agency's boundaries, and shall include a time schedule for implementation;
- ii) Shall provide for the designation of a recycling coordinator to administer the program;
- iii) Shall be designed to recycle, by the end of the third and fifth years of the program respectively, 15% and 25% of the municipal waste generated in the county or municipal joint action agency, subject to the existence of a viable market for the recycled material, based on measurements of recycling and waste generated in terms of weight. The determination of recycling rate shall not include: discarded motor vehicles, wastes used for clean fill or erosion control, or commercial, institutional, or industrial machinery or equipment.



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- iv) May provide for the construction and operation of one or more recycling centers by a unit of local government, or for contracting with other public or private entities for the operation of recycling centers.
- v) May require residents of the county or municipal joint action agency to separate recyclable materials at the time of disposal or trash pick-up.
- vi) May make special provision for commercial and institutional establishments that implement their own specialized recycling programs, provided that such establishments annually provide written documentation to the county or municipal joint action agency of the total number of tons of material recycled.
- vii) Shall provide for separate collection and composting of leaves.
- viii) Shall include public education and notification programs to foster understanding of and encourage compliance with the recycling program.
- ix) Shall include provisions for compliance, including incentives and penalties.
- x) Shall include provisions for recycling the collected materials, identifying potential markets for at least 3 recyclable materials and promoting the use of products made from recovered or recycled materials among businesses, newspapers, and local governments in the county or municipal joint action agency; and
- xi) May provide for the payment of recycling diversion credits to public and private parties engaged in recycling activities (Section 6 of the SWPRA).
- I) Any other information that the Agency may require. (Section 4 of the SWPRA)
- 3) The facilities, projects, and programs included in the adopted municipal waste management plan for which funding is requested. These shall include:
- A) The facility, project, or program type;
- B) The methods to be used to achieve significant increases in waste reduction or recycling;
- C) The methods and tasks to be used in facility, project, or program implementation planning;
- D) The area to be serviced by the facility, project or program;
- E) The responsible unit of local government; and
- F) The proposed owner and operator of the facility, project, or program.
- 4) The tasks to be completed under the grant. This information shall be specific to the selected facility, project or program. Unless it can be demonstrated to the Agency's satisfaction that these activities are not applicable, these categories shall

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- include, but shall not be limited to:
- A) For waste reduction (including, but not limited to, source reduction, recycling, composting, and shredding or compaction of municipal waste):
- i) Waste characterization studies;
- ii) Waste stream audits;
- iii) Waste reduction studies;
- iv) Environmental assessments; and
- v) Economic impact analysis.
- B) For transfer station facilities:
- i) Waste characterization studies;
- ii) Computer modeling or simulations for air and noise emissions, and waste collection routing;
- iii) Economic impact analysis; and
- iv) Environmental assessments.
- C) For combustion facilities:
- i) Computer modeling or simulations for air and noise emissions;
- ii) Economic impact analysis;
- iii) Environmental assessments; and
- iv) Waste characterization studies.
- D) For landfill facilities:
- i) Soil sampling, including test borings and soil testing;
- ii) Computer modeling or simulations for groundwater flow, waste collection routings, air emissions, and surface water impacts;
- iii) Engineering and architectural drawings and plans;
- iv) Requests for qualifications and requests for proposals;
- v) Environmental assessments; and
- vi) Economic impact analysis.
- 5) The work program to be carried out under the grant. The work program must specify:
- A) Number of months and/or work years needed for each program element;
- B) Total cost for each program element;
- C) The outputs committed to under each program element;
- D) A schedule for accomplishment of outputs and the tasks to be accomplished to meet the outputs; and
- E) Identification of a licensed professional engineer registered in the State of Illinois who will be responsible for reviewing the appropriate outputs.
- 6) Cost justifications for the amount requested, including a budget submitted on forms prescribed and provided by the Agency for the expenses to be incurred. With the exception of indirect costs (as defined in 35 Ill. Adm. Code 871. Appendix B), all costs must be directly identified as grant-related. To be directly

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identifiable and eligible for grant reimbursement, expenses must be documentable and traceable to the grant.

- 7) The budget, which shall be submitted to the Agency on forms prescribed and provided by the Agency, shall include at a minimum:

A) Demonstration through an ordinance or resolution of the source of funds for the local share.

B) Direct labor costs, which shall be itemized as follows:

- i) Direct personnel;
- ii) In-kind contributions; and
- iii) Fringe benefits.

C) Indirect costs, as defined and described in 35 Ill. Adm.

Code 871. Appendix B.

D) Other direct costs, which shall include:

- i) Travel;
  - ii) Equipment;
  - iii) Supplies;
  - iv) Postage;
  - v) Advertising;
  - vi) Computer charges;
  - vii) Telecommunications;
  - viii) Office lease and utility costs;
  - ix) Vehicle charges;
  - x) Printing; and
  - xi) Training and conference registration.
- E) Subagreements.
- F) Total estimated cost.
- G) Source of funds by budget category.
- H) Allocation of funds by State fiscal year.
- I) Local contributions.

- 8) Items that are not eligible for a Municipal Waste Implementation Planning Grant shall include, but not be limited to, land purchase, purchase or lease of construction machinery, building materials or building legal fees, or lawsuit settlements.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 03 1995)

## Section 870.205 Agency Action on Application

Within 90 days after receipt, the Agency will shall review each complete application and may with approval, conditionally approve, or disapprove--it within 90 days--of receipt: each complete, acceptable application that meets all criteria and requirements pursuant to Section 870.204 of this Part, or disapprove each application that does not meet all criteria and requirements pursuant to Section 870.204 of this Part. When funds are available, the Agency will award assistance based--on--an to approved or conditionally approved application applicants. For an award made after the beginning of--the--approved

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planning activity, the Agency will reimburse the applicant for allowable costs incurred from the beginning of the planning activity, provided that such costs are contained in the approved application and that the application was submitted before the commencement of the planning activity.

- a) Approval. Within 90 days after receipt of a complete, acceptable application that meets all criteria and requirements of Section 870.204 of this Part, the Agency shall submit written approval of the application to the applicant. If the Agency needs an extension of time beyond the 90 days, it will notify the applicant of such extension in writing. The application shall not be deemed automatically approved if the Agency fails to notify the applicant of approval or disapproval within 90 days after receipt. The Agency will approve the application only if it satisfies the terms, conditions, and limitations of this Subpart, Section 870.204 and relevant statutes and program regulations; and if achievement of the proposed outputs is feasible, considering the applicant's existing problems, past performance under previous grants, program authority, organization, availability of local share resources, and proposed methodologies for accomplishing outputs.

- b) Conditional approval. The Agency may conditionally approve an application which otherwise satisfies the requirements of this Section, after consulting with the applicant, if only changes--not substantially affecting program outputs or methodologies are required or if the applicant has requested that procedural conditions be imposed--so as--to facilitate the applicant's own review and approval process. The Agency will include in the award the conditions which the applicant must meet to secure final approval and the date by which these conditions must be met.

- c) Disapproval. For applications that are not approved, the Agency's review shall include written comments necessary to revise the application to develop a complete, acceptable application that meets all criteria and requirements pursuant to Section 870.204 of this Part. If the application cannot be approved or conditionally approved, the Agency will negotiate with the applicant to change the output commitments, to reduce the assistance amount, or to make any other changes necessary for approval. If negotiation fails, the Agency will disapprove the application in writing.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 03 1995)

## Section 870.206 Grant Award and Acceptance

- a) Where the Agency has approved or conditionally approved an application, the Agency shall so notify the applicant in writing. The grant award notification shall include the following:

- 1) All conditions of the grant, including:
  - A) conditions of approval imposed under Section 870.205(b);



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- BA) Criteria and procedures for determining allowable costs;  
 BB) The proportion of allowable costs for which the State will pay under the grant (the "State Share");  
 BC) The grant payment schedule;  
 BD) Requirements applicable to access, auditing, reporting and records; and  
 BE) Requirements applicable to subagreements contractors and employees of the grantee.
- 2) Grounds and procedures for action by the Agency in the event of noncompliance with these rules or any grant conditions.
- b) Within 45 90 days after receipt of a grant award notification under this section, the grantee shall notify the Agency in writing of its acceptance by submitting the grant agreement with appropriate signatures to the Agency. Failure to timely submit the notice of acceptance required by the grant offer during this period may result in:
- 1) Withholding of the grant award;
  - 2) Termination of the grant award; or
  - 3) Such other action as the Agency may be authorized to take.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

## Section 870.207 Evaluation-of-Performance Grantee Responsibilities

The recipient of a Phase I, Phase II, or a Phase I and II grant shall develop draft and final documents in accordance with the approved grant agreement's budget, scope of work, and schedule. Grantees shall submit draft sections of their documents and reports to the Agency for review and comment. Agency input shall be provided in response to these draft sections in a timely manner, not to exceed 90 days from receipt of outputs. The Agency shall make recommendations on the draft and final documents to ensure compliance with provisions of the grant award and to ensure production of an acceptable document. Grantees shall make revisions in response to Agency recommendations in a timely manner, not to exceed 90 days from receipt of Agency comments. Failure to develop and submit draft and final documents in accordance with the approved grant agreement's budget, scope of work, and schedule may subject the grantee to the noncompliance provisions in Section 870.210 of this Part.

- a) The Agency will oversee each recipient's performance under an accepted SWP grant. The Agency will evaluate recipient performance progress toward completing the outputs in the approved work program according to the schedule. If the evaluation reveals that the recipient is not achieving one or more of the conditions of the SWP grant, the Agency will attempt to resolve the situation through negotiation. If agreement is not reached, the Agency may impose any of the sanctions in Section 870.210. Grantees shall collect and compile data as required by Section 870.204(b)(3) of this Part. Data collection methods shall be the most statistically accurate and economical within

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- the scope of the grant award, and may include, but not be limited to, surveys, literature reviews, waste characterization studies, and weighing and sorting projects. Grantees shall make good faith efforts to collect and compile the most accurate and comprehensive data possible. Grantees are responsible for the reliability and verification of data presented in their documents.
- b) The grant recipient of a Phase I or Phase II SWP grant shall notify the Agency in writing when it has completed 50 percent of the work to be performed under the grant agreement. Upon receipt of the notification, the Agency shall schedule a meeting with the applicant to discuss the progress in meeting the requirements of the grant agreement and to determine whether the applicant will timely meet the requirements of the grant agreement. Grantees shall develop projections for data as required by Section 870.204(b)(4) of this Part. Information used to develop these projections shall include municipal waste generation data on a per capita basis and population and employment data. Any assumptions used to develop these projections shall be included and a single projection shall be selected for the required information.
- c) Under Phase I or Phase II SWP grants a final report will be sent to the Agency in a finished and printed form with five copies by the date set forth in the grant agreement. Each Phase I final report shall provide the information obtained, as specified in Section 870.204(b). Each Phase II final report shall provide the information obtained as specified in Section 870.204(c), including the conclusions, recommendations, and demonstrations called for under the approved application. Grantees shall develop final documents for Phase I, Phase II, Phase I and II or Phase III MWP grants. These shall adequately address the applicable requirements of Section 870.204(b), (c) or (d) of this Part, the Solid Waste Planning and Recycling Act, the Local Solid Waste Disposal Act, and any other applicable legislation. The Agency will approve final documents and make final payments only after the requirements of Section 870.204(b), (c) or (d) of this Part, as applicable, have been addressed to the Agency's satisfaction and revisions have been made in response to the Agency's comments.
- d) Upon receipt of the grant, grantees shall identify a project manager to oversee the administration of the grant. The project manager shall be an employee of the grantee and shall not be a contractor hired by the grantee. The project manager shall act as the primary contact between the grantee and the Agency and shall have direct responsibility for project administration and completion. In the case of a multi-county regional planning grant, the counties shall designate a project manager to administer the grant on their behalf. This project manager shall maintain regular correspondence with each county and act as the liaison between the grantee and the Agency. The grantee shall notify the Agency in a timely manner of any changes in the project manager's status relative to the project.



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Project managers shall oversee contractors hired by the grantee to complete the project. Project managers shall submit correspondence, reports and drafts, and requests for payment and subcontractor progress reports to the Agency on behalf of the grantee as well as any other materials required by the Agency, during the course of the project.

- e) Grantees shall submit outputs committed to under each program element in accordance with the schedule presented in the grant agreement. The Agency may issue no-cost time extensions to grantees to allow for further time to complete the requirements of the grant agreement. Extensions shall not exceed one calendar year from the scheduled completion date in the original grant agreement. These shall be approved only if each of the following is met:

- 1) Agency evaluation of the grantee's performance and progress toward completing the outputs in the approved work program indicates that a good faith effort has been made;
- 2) The grantee has submitted outputs on a quarterly basis, or in accordance with the schedule in the approved grant agreement;
- 3) The grantee has submitted requests for payment and progress reports in accordance with the schedule included in the grant agreement; and
- 4) The grantee submits a revised schedule for completing the remaining requirements of the grant agreement.

- f) The Agency will oversee each grantee's performance under the grant agreement. The Agency will evaluate grantee performance and progress toward completing the outputs in the approved work program according to the schedule in the grant agreement. The grantee shall submit outputs to the Agency on a quarterly basis or in accordance with the schedule in the approved grant agreement. The Agency will review grantee outputs for compliance with the grant agreement and provide comments to the grantee in a timely manner, not to exceed 90 days from receipt of the outputs. Grantees shall make revisions to draft documents in accordance with Agency comments before preparation of the final documents. If the evaluation reveals that the recipient is not achieving the conditions of the grant agreement to the Agency's satisfaction, the Agency will attempt to resolve the situation through negotiations. If agreement is not reached, the Agency may impose sanctions as set forth in Section 870.210 of this Part.

- g) Each Phase I, Phase II, Phase I and II or Phase III MWP grantee shall notify the Agency in writing when it has completed 50 percent of the work to be performed under the grant agreement. Upon receipt of the notification, the Agency shall schedule a meeting with the grantee to discuss the progress in meeting the requirements of the grant agreement and to determine whether the grantee will meet the requirements of the grant agreement in a timely manner.

- h) Under Phase I, Phase II, or Phase I and II MWP Grants final documents shall be sent to the Agency in a finished and printed form, with five copies, by the date set forth in the grant agreement. Each Phase I

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final report shall provide the information obtained, as specified in Section 870.204(b) of this Part. Each Phase II final report shall provide the information required as specified in Section 870.204(c) of this Part, including all conclusions, recommendations and demonstrations called for under the approved application. The Agency will review Phase I and Phase II documents and make appropriate recommendations to ensure these meet the requirements of the grant agreement.

- i) Appropriate and relevant Phase III outputs, as defined in the grant agreement, shall be submitted to the Agency in accordance with the schedule in the grant agreement. The Agency will review Phase III documents and make appropriate recommendations to ensure these meet the requirements of the grant agreement. All design work related to facilities needing permits shall be prepared by, or under the supervision of, a Licensed Professional Engineer. The Licensed Professional Engineer shall affix the engineer's name, date of preparation, registration number, a statement attesting to the accuracy of the information and design, and a professional seal to all designs.

(Source: Section repealed, new Section added at 19 Ill. Reg. 11-8-61, effective AUG-0-3-1995)

## Section 870.208 Supplemental SWP Grants (Repealed)

A-recipient-of-a-SWP-grant-shall-be-eligible-for-a-supplemental-grant-not-to-exceed--the--state--share--of--eligible--project--costs---the--issuance--of--a-supplemental-grant--will-be-based-on-the-availability-of-funding--in-no-event-may-supplemental-grant--assistance--under--this--Section--result--in--aggregate-financial-assistance-under--this-Subpart--to--any-recipient-in-excess-of--\$500,000-

(Source: Repealed at 19 Ill. Reg. 11-8-61, effective AUG-0-3-1995)

## Section 870.209 Grant Payment Schedule

- a) Requests for partial or final payment shall be sent by the grantee to the Agency and shall demonstrate the performance of work in accordance with the terms of the grant agreement. Requests shall be made according to the grant payment schedule. The Agency shall not make payment for requests for payment that are submitted by a grantee more than 12 months after the eligible grant expenses have been incurred. In addition, grantees shall submit grantee progress reports, on forms prescribed and provided by the Agency, in accordance with the grant agreement.

- b) With the exception of indirect costs (as defined in Section 871. Appendix B of this Part) all grant costs must be directly identified as grant-related. To be directly identifiable and eligible

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for grant reimbursement, expenses must be documentable and traceable to the grant and submitted on forms prescribed and provided by the Agency, in accordance with the Agency's instructions. Accurate documentation must be submitted by the grantee with the request for payment in accordance with the payment schedule in the grant agreement. If accurate documentation for all grant expenses cannot be provided by the grantee, reimbursement shall not be made.

b7c) The grantee shall be paid the state share of allowable costs incurred within the scope of an approved project not to exceed the total grant, subject to the limitations of the conditions of the grant. Such payments must be in accordance with the payment schedule and the grant amount set forth in the grant award notification or any amendments thereto agreement. Where the Agency has issued a Phase I + and II SWP MWP Grant, the Agency will not make payment for Phase II work items until corresponding all Phase I work items have been completed in accordance with the terms of the grant agreement.

## 1) Requests for payment

The grantee may submit requests for payments and progress reports to the Agency for allowable costs incurred in accordance with the payment schedule set forth in the grant agreement. Upon receipt of a request for payment, subject to the limitations set forth in the conditions of the grant, the Agency shall cause to be disbursed from available appropriated funds such amounts as are necessary so that the total amount of state payments to the grantee for the project is equal to the state share of the actual or estimated allowable project costs incurred to date, as certified by the grantee in its most recent request for payment. The grantee shall include an accounting of all eligible grant expenses to the Agency with the requests for payment. Subject to the availability of appropriated funding, the Agency shall cause payment to be disbursed to the grantee upon receipt of accurate documentation with the request for payment. Such funds shall be disbursed so that the total amount of State payments made to the grantee for the project is equal to the State share of the actual or estimated allowable project costs incurred to date, as certified by the grantee in its most recent request for payment. Failure to submit requests for payments and progress reports in accordance with the payment schedule set forth in the grant agreement may subject the grantee to the noncompliance provisions of Section 870.210 of this Part.

## 2) Adjustment

At any time or times prior to final payment under the grant, the Agency may cause any request(s) for payment to be reviewed or audited by the Agency. Each subsequent payment shall be subject to reduction for amounts included in the related request for payment which are found, on the basis of such review or audit not to constitute allowable costs. Any payment will be reduced for overpayments or increased for underpayments on preceding requests

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for payment.

## 3) Refunds, rebates, credits, etc.

The state share of any refunds, rebates, credits, or other amounts (including any interest thereon) accruing to or received by the grantee with respect to the project, to the extent that they are properly allocable to costs for which the grantee has been paid under a grant, must be paid to the State of Illinois Solid Waste Management Fund. Reasonable expenses incurred by the grantee for the purposes of securing such refunds, rebates, credits, or other amounts shall be allowable costs under the grant.

## 4) Final payment

The Agency will retain ten percent of all documented costs and will not issue payment for the retained amount until compliance with all applicable requirements of the grant has been demonstrated by the grantee. Upon compliance by the grantee with all applicable requirements of the grant, the Agency shall cause to be disbursed to the grantee any balance of approved allowable project cost costs which has not been paid to the grantee. Prior to final payment under the grant, the grantee must execute and deliver an unconditional assignment to the Agency, in form satisfactory to on forms prescribed and provided by the Agency, of the state share of refunds, rebates, credits or other amounts (including any interest thereon) properly allocable to costs for which the grantee has been paid by the State under the grant, and a release discharging the State of Illinois, its officers, agents, and employees from all liabilities, obligations, and claims arising out of the project work or under the grant. Exceptions to such release shall be allowed only where the grantee is powerless as a matter of law, or precluded by litigation, from conveying such an unconditional release.

## 5) Schedule of payment

Payments for eligible grant expenses will be paid by the Agency in accordance with the payment schedule set forth in the grant agreement, subject to appropriation of funds by the Illinois General Assembly. Failure to submit requests for payment and grantee progress reports in accordance with the schedule in the grant agreement may subject the grantee to the noncompliance provisions in Section 870.210 of this Part.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

## Section 870.210 Noncompliance with Grant Conditions

a) In addition to such other remedies as may be provided by law, in the event of noncompliance with any condition imposed pursuant to a SWP MWP grant, the grant may be annulled and all grant funds recovered.



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or

- 1) The grant may be annulled and all grant funds recovered;  
2) The grant may be terminated; or  
3) The project work may be suspended; or  
4) An injunction may be entered by an appropriate court; or  
5) Such other action may be taken by as the Agency as the may be authorized Director shall determine to take.
- b) No action shall be taken under this Section without prior consultation with the applicant grantee.
- c) Recovery actions taken under this Section shall be pursuant to the Illinois Grant Funds Recovery Act (1989-Rev. Stat. ch. 127, par. 2304-et-seq.) [30 ILCS 705].

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## Section 870.211 Indemnity

The grantee shall assume the entire risk, responsibility and liability for any and all loss or damage to property owned by the grantee, the Agency or third persons, and any injury to or death of any persons (including employees of the grantee) caused by, arising out of, or occurring in connection with the execution of any work, contract or subcontract arising out of this grant, and the grantee shall indemnify, save harmless and defend the State of Illinois and the Agency from all claims for any such loss, damage, injury or death whether caused by the negligence of the State of Illinois, the Agency, their agents or employees or otherwise consistent with the provisions of the Construction Contract Indemnification for Negligence Act "AN ACT in relation to indemnity in certain contracts" (1989-Rev. Stat. ch. 297, par. 61-et-seq.) [740 ILCS 35]. The grantee shall require that any and all contractors or subcontractors engaged by the grantee shall agree in writing that they shall look solely to the grantee for performance of such contract or satisfaction of any and all claims arising thereunder.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## Section 870.212 Guidance for Planning (Repealed)

~~Guidelines developed by the Agency, in cooperation with the Department of Natural Resources, for plans governed by this Subpart shall be provided by the Agency to every unit of local government which has applied for and received assistance under this Subpart. (Section 22.15(f) of the Act).~~

(Source: Repealed at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## SUBPART C: NONHAZARDOUS SOLID WASTE OR MUNICIPAL WASTE ENFORCEMENT

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## GRANTS

## Section 870.301 Grant Assistance Availability

- a) Subject to the availability of funding and the limitation and requirements set forth in this part, grant assistance is available to units of local government which that have entered into written delegation agreements with the Agency pursuant to Section 4(r) of the Act under which the Agency has delegated all or portions of its inspecting, investigating and enforcement functions at nonhazardous solid waste or municipal waste disposal sites.
- b) The State share for total eligible costs for SMWE SWB Grants shall not exceed 70 percent.
- c) SMWE SWB Grants shall be issued with budget periods which shall be concurrent with the state fiscal year. SMWE SWB Grants may be issued in subsequent fiscal years subject to funding availability and the requirements of this Part.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## Section 870.302 Assistance Amount

- a) In determining the amount of assistance to an applicant, the Agency will evaluate the extent to which the applicant's work program is demonstrated to be necessary and appropriate and the anticipated cost of the applicant's program is proportionate to the proposed outputs.
- b) If the Agency's evaluation of the applicant's work program indicates that the proposed outputs do not justify the level of funding requested, the Agency will reduce the assistance amount.
- c) No SWB SMWE grant issued under this Subpart may provide financial assistance in excess of \$100,000.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

Section 870.303 Required Content of Applications for SWB SMWE Grants

- a) SWB-SMWE Grants will not be awarded unless complete, acceptable applications are filed submitted in accordance with the requirements of this Section. Forms and instructions for applying for grant funding will be made available to all eligible units of local government by the Agency.
- b) An-A complete, acceptable application for a SWB SMWE Grant shall address the following:
- 1) The geographic area to be encompassed by the grant.
  - 2) ~~The work program to be carried out under the grant. The work program must specify:~~



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- 2) ~~A) work-years-needed-for-each-program-element;~~  
~~B) the---outputs---committed---to---under---each---program---element;~~  
~~including-outputs-required-under-the-delegation-agreement;~~  
~~C) a-schedule-for-accomplishments-of-outputs-and-the-tasks--to~~  
~~be-accomplished-to-meet-the-outputs--and~~  
~~identification--of--the-unit-of-local-government-responsible~~  
~~for-each-of-the-elements-and-outputs.~~  
 The status of a written delegation agreement pursuant to Section 4(r) of the Act.
- A) Applicants with a current delegation agreement shall provide the following:
- The level of resources to which the applicant is currently committed;
  - The current annual number of inspections being conducted; and
  - A description of the applicant's capabilities to conduct the local enforcement program, along with a discussion of the process to be used to implement administrative citation authority.
- B) Applicants with no delegation agreement shall initiate a discussion of negotiation for a delegation agreement with the Agency.
- 3) The work program to be carried out under the grant. The work program shall include:
- A brief narrative on the local nonhazardous solid or municipal waste management system to be subject to the enforcement program. This shall encompass information based on the Agency's Division of Land Pollution Control, Field Operations Section data on the current annual number of inspections being conducted by the Agency or the applicant;
  - The number of currently permitted nonhazardous solid or municipal waste disposal sites to be subject to local inspection;
  - An inspection schedule including the number and frequency of activities for:
    - Permitted nonhazardous solid or municipal waste landfills and transfer stations;
    - Permitted landscape waste composting facilities;
    - Closed and covered nonhazardous solid or municipal waste landfills; and
    - Open dump investigations, including follow-up investigations;
  - A description of a training program for assigned staff, developed in conjunction with Agency staff;
  - A description of equipment requirements needed to implement the local nonhazardous solid waste or municipal waste enforcement program;
  - Coordination procedures to be used between the applicant and

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- Agency staff related to inspection protocol and response times:
- Establishment of open dump investigation procedures and response times;
  - Methods for assessing compliance with recordkeeping and payment procedures related to the solid waste tipping fee at permitted landfills; and
  - A description of the total number of activities to be conducted under the grant. At least 100 activities should be conducted by each full-time inspector on an annual basis. Agency staff will provide assistance in developing the local enforcement program schedule, scope of work, and budget.
- 3)4) Cost justifications for the amount requested including a budget, submitted on forms prescribed and provided by the Agency, for the expenses to be incurred. With the exception of indirect costs (as defined in 35 Ill. Adm. Code 871-Appendix B), all costs must be directly identified as grant-related. To be directly identifiable and eligible for grant reimbursement, expenses must be documentable and traceable to the grant. The budget, which shall be submitted to the Agency on forms prescribed and provided by the Agency, shall include at a minimum:
- Demonstration through an ordinance or resolution of the source of funds for the local share.
  - Direct labor costs, which shall be itemized as follows:
    - personal-services
    - fringe-benefits
    - travel
    - equipment
    - contractual-support
    - supplies
    - other-direct-costs
    - Direct personnel;
    - In-kind contributions; and
    - Fringe benefits.
  - Indirect costs, as defined and described in 35 Ill. Adm. Code 871-Appendix B.
  - Other direct costs, which shall include:
    - Travel;
    - Equipment;
    - Supplies;
    - Postage;
    - Advertising;
    - Computer charges;
    - Telecommunications;
    - Office lease and utility costs;
    - Vehicle charges;
    - Printing; and
    -

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## xi) Training and conference registration.

- E) Subagreements.
- F) Total estimated cost.
- G) Source of funds by budget category.
- H) Allocation of funds by State fiscal year.
- I) Local contributions.

4) A-discussion-of-performance-to-date-under-any-existing-delegation agreement-or-grant-

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## Section 870.304 Agency Action on Application

Within 90 days after receipt, the the Agency shall will review each complete application and may will approve--conditionally--approve--or-disapprove-it within-90-days-of-receipt--each complete, acceptable application that meets all criteria and requirements pursuant to Section 870.303 of this Part, or disapprove each application that does not meet all criteria and requirements pursuant to Section 870.303 of this Part. When funds are available, the Agency will award assistance based--on to an approved or-conditionally--approved application. For a continuation award made after the beginning of the approved budget period, the Agency will reimburse the applicant for allowable costs incurred from the beginning of the budget period, provided that such costs are contained in the approved application and that the application was submitted before the expiration of the prior budget period applications.

a) Approval. Within 90 days after receipt of a complete, acceptable application that meets all criteria and requirements of Section 870.303 of this Part, the Agency shall submit written approval of the application to the applicant. If the Agency needs an extension of time beyond 90 days, it will notify the applicant of such extension in writing. The application shall not be deemed automatically approved if the Agency fails to notify the applicant of approval or disapproval within 90 days after receipt. The Agency will approve the application only if it satisfies the terms, conditions, and limitations of this subpart Section 870.303 and relevant statutes and program regulations; and if achievement of the proposed outputs is feasible, considering the applicant's existing problems, past performance under previous grants, program authority, organization, availability of local share resources, and proposed methodologies for accomplishing outputs.

b) Conditional approval--the-Agency--shall--conditionally--approve--the applicant--after-consulting-with-the-applicant--if-only-changes-not substantially-affecting-program-outputs-or-methodologies-are-requested or if-the-applicant-has-requested-that-procedural-conditions--by--imposed so--as--to-facilitate-the-applicant's-own-review-and-approval-process-- the-Agency--will--include--in--the--award--the-conditions--which--the applicant--must--meet--to--secure-final-approval-and-the-date-by-which those-conditions-must-be-met.

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c7b) Disapproval. For applications that are not approved, the Agency's review shall include written comments necessary to revise the application to develop a complete, acceptable application that meets all criteria and requirements pursuant to Section 870.303 of this Part. If the application cannot be approved or--conditionally--approved, the Agency will negotiate with the applicant to change the output commitments, to reduce the assistance amount, or to make any other changes necessary for approval. If negotiation fails, the Agency will disapprove the application in writing.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## Section 870.305 Grant Award and Acceptance

a) When the Agency has approved or-conditionally--approved an application, the Agency shall notify the applicant in writing. The grant award notification shall include the following:

1) All conditions of the grant, including:

A) Conditions-of-approval-imposed-under-Section-870-304(b)-7-

B) A) Criteria and procedures for determining allowable costs;

C) B) The proportion of allowable costs for which the state State will pay under the grant (the "state State share");

D) B)C) The grant payment schedule;

E) B)D) Requirements applicable to access, auditing, reporting and records; and

F) B)E) Requirements applicable to subagreements and employees of the grantee; and

G) A-report-of-progress-to-be-submitted-to-the-Agency-

2) Grounds and procedures for action by the Agency in the event of noncompliance with these rules or any grant conditions.

b) Within 30 days of receipt of the grant award notification under this Section, the grantee shall notify the Agency in writing of its acceptance by submitting the grant agreement, with appropriate signatures, to the Agency. Failure to timely submit the notice of acceptance required by the grant during-this-period may result in:

- 1) Withholding of the grant award;
- 2) Termination of the grant award; or
- 3) Such other action as the Agency may be authorized to take.

(Source: Amended at 19 Ill. Reg. 11861, effective AUG 0 3 1995)

## Section 870.306 Evaluation of Performance

The Agency will oversee each recipient's performance under an accepted assistance-grant enforcement grant. The Agency will evaluate recipient grantee performance and progress toward completing the outputs in the approved work



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program according to the schedule. If the evaluation reveals that the recipient grantee is not achieving one or more of the conditions of the assistance agreement, the Agency will attempt to resolve the situation through negotiation. If agreement is not reached, the Agency may impose any of the sanctions in Section 870.309 of this Part.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 0-3 1995**)

## Section 870.307 Supplemental SWB Grants (Repealed)

~~A recipient of a SWB grant shall be eligible for a supplemental grant not to exceed the state share of eligible project costs. The issuance of a supplemental grant will be based on the availability of funding in no event may supplemental grant assistance under this Section result in aggregate financial assistance under this Subpart to any recipient in excess of \$100,000.~~

(Source: Repealed at 19 Ill. Reg. **11861**, effective **AUG 0-3 1995**)

## Section 870.308 Requests for Payment Grant Payment Schedule

a) Request for partial or final payment shall be sent to the Agency and shall demonstrate the performance of work in accordance with the terms of the grant agreement. Requests shall be made according to the grant payment schedule. In addition, grantees shall submit grantee progress reports, on forms prescribed and provided by the Agency, in accordance with the grant agreement.

b) With the exception of indirect costs (as defined in 35 Ill. Adm. Code 871. Appendix B), all grant costs must be directly identified as grant related. To be directly identifiable and eligible for grant reimbursement, expenses must be documentable and traceable to the grant. Accurate documentation, on forms prescribed and provided by the Agency, must be provided by the grantee in accordance with the schedule for payment in the grant agreement for all grant expenses. If accurate documentation for all grant expenses cannot be provided by the grantee, reimbursement shall not be made.

c) The grantee shall be paid the State share of allowable costs incurred within the scope of an approved project not to exceed the total grant, subject to the limitations of the conditions of the grant. Such payments must be in accordance with the payment schedule and the grant amount set forth in the grant agreement.

1) Request for Payment  
The grantee shall submit requests for payment and progress reports to the Agency for allowable costs incurred in accordance with the payment schedule set forth in the grant agreement. The grantee shall include an accounting of all eligible grant expenses to the Agency with the requests for payment. Subject to

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the availability of appropriated funding, the Agency shall cause payment to be disbursed to the grantee upon receipt of accurate documentation with the request for payment. Such funds shall be disbursed so that the total amount of State payments made to the grantee for the project is equal to the State share of the actual or estimated allowable project costs incurred to date, as certified by the grantee in its most recent request for payment. Adjustment

2)

At any time or times prior to final payment under the grant, the Agency may cause any request(s) for payment to be reviewed or audited by the Agency. Each subsequent payment shall be subject to reduction for amounts included in the related request for payment which are found, on the basis of such review or audit, not to constitute allowable costs. Any payment will be reduced for overpayments or increased for underpayments on preceding requests for payment.

3) Refunds, rebates, credits, etc.

The State share of any refunds, rebates, credits, or other amounts (including any interest thereon) accruing to or received by the grantee with respect to the project, to the extent that they are properly allocable costs for which the grantee has been paid under a grant, must be paid to the State of Illinois Solid Waste Management Fund. Reasonable expenses incurred by the grantee for the purposes of securing such funds, rebates, credits, or other amounts shall be allowable costs under the grant.

4) Schedule of payment

Payments for eligible grant expenses will be paid by the Agency in accordance with the payment schedule set forth in the grant agreement subject to appropriation of funds by the Illinois General Assembly. Failure to submit requests for payment and progress reports in accordance with the schedule in the grant agreement may subject the grantee to the noncompliance provisions in Section 870.309 of this Part.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 0-3 1995**)

## Section 870.309 Noncompliance with Grant Conditions

a) In addition to such other remedies as may be provided by law, in the event of noncompliance with any condition imposed pursuant to a SWB grant, ~~the grant may be annulled and all grant funds recovered;~~ or:

1) The grant may be annulled and all grant funds recovered;

2) The grant may be terminated; or

3) The project work may be suspended; or

34) An injunction may be entered by an appropriate court; or



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- 45) Such other action ~~may be taken by~~ as the Agency ~~as the Director shall determine~~ may be authorized to take.
- b) No action shall be taken under this Section without prior consultation with the applicant.
- c) Recovery actions taken under this Section shall be pursuant to the Illinois Grant Funds Recovery Act (~~441-Rev-Stat-1989-127~~ ~~par-2301-et-seq-7~~ [30 ILCS 705]).

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

## Section 870.310 Indemnity

The grantee shall assume the entire risk, responsibility and liability for any and all loss or damage to property owned by the grantee, the Agency or third persons, and any injury to or death of any persons (including employees of the grantee) caused by, arising out of, or occurring in connection with the execution of any work, contract or subcontract arising out of this grant, and the grantee shall indemnify, save harmless and defend the State of Illinois and the Agency from all claims for any such loss, damage, injury or death whether caused by the negligence of the State of Illinois, the Agency, their agents or employees or otherwise consistent with the provisions of the Construction Contract Indemnification for Negligence Act ~~"AN-ACG-in-retention-to-indemnity-in-certain-contracts"-441-Rev-Stat-1989-29-par-61-et-seq-7~~ [740 ILCS 35]. The grantee shall require that any and all contractors or subcontractors engaged by the grantee shall agree in writing that they shall look solely to the grantee for performance of such contract or satisfaction of any and all claims arising thereunder.

(Source: Amended at 19 Ill. Reg. **11861**, effective **AUG 03 1995**)

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- 1) Heading of the Part: Boiler and Pressure Vessel Safety Rules and Regulations
- 2) Code Citation: 41 Ill. Adm. Code 120
- 3) Section Numbers: Adopted Action:  
 120.20 Amendment  
 120.30 Amendment  
 120.205 Amendment  
 120.600 Amendment  
 120.1041 Amendment
- 4) Statutory Authority: Implementing and authorized by the Boiler and Pressure Vessel Safety Act (430 ILCS 75/2 and 430 ILCS 75/2.1).
- 5) Effective Date of Rulemaking: August 15, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 2, 1995
- 9) Notice of Proposal Published in Illinois Register: 19 Ill. Reg. 2557, March 10, 1995
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version: Stylistic changes were made in response to the Joint Committee on Administrative Rules.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The standards incorporated in the rules are updated. The updated incorporations are designed to keep Illinois consistent with national standards and industry practices. The rules have been reorganized and incorporate changes made to the enabling legislation.
- 16) Information and questions regarding these adopted amendments shall be directed to:

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Mr. David Douin  
Superintendent of Boiler and Pressure Vessel Safety  
Office of the State Fire Marshall  
1035 Stevenson Drive  
Springfield, IL 62703-4259  
(217) 782-2696

The full text of the Adopted Amendment begins on the next page:

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TITLE 41: FIRE PROTECTION  
CHAPTER I: STATE FIRE MARSHAL

PART 120  
BOILER AND PRESSURE VESSEL  
SAFETY

## SUBPART A: DEFINITIONS AND AMENDMENT

## Section

120.4 Forward (Repealed)  
120.7 Kindly Observe the Following Briefs and Avoid Unnecessary Inconvenience (Repealed)  
120.10 Definitions  
120.11 Incorporation of National Standards  
120.20 Administration  
120.30 Inspectors, Examinations, Certificate of Competency and Commission  
120.41 Special Inspector Trainee (Repealed)

## SUBPART B: CONSTRUCTION, INSTALLATION, INSPECTION, MAINTENANCE, AND USE

## Section

120.100 New Installations of Boilers, Miniature Boilers, Heating Boilers and Hot Water Supply Boilers  
120.105 Boiler Exemptions  
120.200 New Installations of Pressure Vessels  
120.205 Pressure Vessel Exemptions  
120.300 Existing Installations of Power Boilers  
120.400 Existing Installations of Miniature Boilers (Repealed)  
120.500 Existing Installations of Heating Boilers and Hot Water Supply Boilers (Repealed)  
120.600 Existing Installation of Pressure Vessels  
120.700 General Requirements for all Boilers and Pressure Vessels (Repealed)  
120.800 Nuclear Power Plant Components (Repealed)  
120.900 Flame Safeguard Requirements and Incorporated Standards (Repealed)

## SUBPART C: REPAIR AND ALTERATION

## Section

120.1000 Repairs and Alterations to Boilers and Pressure Vessels by Welding  
120.1010 Authorization to Repair Boilers and Pressure Vessels  
120.1020 Issuance and Renewal of the Certificate  
120.1030 Changes to Certificates of Authorization  
120.1040 Quality Control Requirements  
120.1041 Repair and Alteration Requirements

## SUBPART D: STATE SPECIALS

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## Section

120.1100 Procedure for the Issuance of State's Special Permits

## SUBPART E: REPAIR OF SAFETY AND SAFETY RELIEF VALVES

## Section

120.1200 Authorization for Repair of Safety & Safety Relief Valves  
 120.1210 Authorization to Repair ASME and National Board Stamped Safety and Safety Relief Valves  
 120.1220 Issuance and Renewal of the Certificate  
 120.1240 Changes to Certificates of Authorization  
 120.1250 Repairs to Safety and Safety Relief Valves  
 120.1260 Quality Control System  
 120.1270 Nameplates  
 120.1275 Field Repair  
 120.1280 Performance Testing of Repaired Valves  
 120.1285 Training of Valve Repair Personnel  
 120.1290 ASME "V", "UV" or National Board "VR" Certificate Holders

## SUBPART F: OWNER-USER QUALITY CONTROL REQUIREMENTS

## Section

120.1300 Introduction  
 120.1301 Authority and Responsibility  
 120.1305 Organization  
 120.1310 Inservice Inspection Program  
 120.1320 Drawings, Design Calculations, and Specification Control  
 120.1325 Material Control  
 120.1330 Examination and Inspection Program  
 120.1335 Correction of Nonconformities  
 120.1340 Welding  
 120.1345 Nondestructive Examination  
 120.1350 Calibration of Measurement and Test Equipment  
 120.1355 Records  
 120.1360 Inspectors

## APPENDIX A Examples of Repairs and Alterations (Repealed)

## APPENDIX B Record of Welded Repair (Repealed)

AUTHORITY: Implementing the Boiler and Pressure Vessel Safety Act [430 ILCS 75] and authorized by Sections 2 and 2.1 of the Boiler and Pressure Vessel Safety Act [430 ILCS 75/2 and 2.1].

SOURCE: Boiler and Pressure Vessel Safety Act Rules and Regulations adopted at 4 Ill. Reg. 7, p. 126, effective January 31, 1980; codified at 5 Ill. Reg. 10677; amended at 7 Ill. Reg. 6925, effective July 1, 1983; amended at 10 Ill. Reg. 9510, effective July 1, 1985; amended at 11 Ill. Reg. 16587, effective January 1, 1988; amended at 16 Ill. Reg. 6808, effective July 1, 1992; amended

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at 17 Ill. Reg. 14917, effective September 1, 1993; amended at 19 Ill. Reg. **11904**, effective **AUG 15 1995**.

## SUBPART A: DEFINITIONS AND AMENDMENT

## Section 120.20 Administration

## Administration (generally)

- a) Applying State Serial Number. The State serial number on boilers shall be not less than 5/16" in height and shall be preceded by the letters "ILL" which shall also be not less than 5/16" in height. Boilers will be identified by a five digit number. The State serial number on pressure vessels shall be not less than 5/16" in height and shall be preceded by the letters "ILL" and the letter "U" which also shall be not less than 5/16" in height. Pressure vessels will be identified by a six digit number. The Inspector shall make certain that the correct Illinois State serial number is affixed to the boiler or pressure vessel at the time of inspection.
- b) Attendants of Boilers. In the interest of safety it is recommended that boilers in operation shall be under the supervision of and checked at suitable intervals by a competent attendant.
- c) Basis for Extending Certificate. The Chief Inspector is authorized to extend, for a period not exceeding one year, the time within which power boilers are required to be internally inspected, subject to the following conditions and qualifications:
- 1) The analysis and treatment of feedwater for such power boilers shall be under the supervision of a person qualified in the field of water chemistry.
  - 2) The analysis and treatment of the boiler feedwater shall be for the purpose of controlling and limiting serious deteriorating, encrusting and sludging factors affecting the safety of the boiler.
  - 3)
    - A) The owner or user of such power boilers must maintain, for examination by the inspector, accurate records of such chemical and physical laboratory analysis of samples of the boiler water taken at regular intervals of not more than twenty-four (24) hours operation and of the treatment applied. These records must specify dates and times of analyses, by whom analyzed, and the treatment applied at that time, and should be certified by the responsible authority. These records will adequately show the conditions of such water and any constituents or characteristics which are capable of producing corrosion or other deterioration of the boiler or its parts.
    - B) The Chief Inspector is authorized to review the qualifications of the supervisor and the acceptability of supervision in accordance with the foregoing.



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C) Application for extension shall be by letter setting forth facts establishing compliance with the foregoing conditions and qualifications, and shall be accompanied by the report of external inspection.

d) Unsafe Boilers or Pressure Vessels. Any boiler or pressure vessel having been inspected and declared unsafe by an inspector shall have the Inspection Certificate suspended.

e) Factors of Safety for Existing Installations. An inspector shall increase the factors of safety if the condition of a boiler or pressure vessel warrants it. If the owner or user does not concur with the inspector's decision, the owner or user may appeal to the Board.

f) Frequency of Inspection of Boilers and Pressure Vessels.

1) Power boilers and high pressure, high temperature water boilers shall receive a certificate inspection annually, which shall be an internal inspection where conditions permit. Such boilers shall also be inspected externally annually while under representative operating conditions, if possible.

2) Low pressure steam and hot water heating boilers and hot water supply boilers shall be inspected both internally and externally ~~biennially~~ every two years where conditions permit and shall receive a certificate inspection ~~biennially~~ every two years.

3) Inspection of the flame safeguard equipment shall be in conjunction with the regular inspections of boilers.

4) Pressure vessels subject to internal corrosion shall receive a certificate inspection ~~triennially~~ every three years. This inspection shall be external and internal where conditions permit. However, owner users qualified in accordance with Section 15 of the Act shall have the option of using API-510 or the N.B.I.C. for inspection intervals.

5) Pressure vessels not subject to internal corrosion shall receive a certificate inspection ~~triennially~~ every three years. However, owner users qualified in accordance with Section 15 of the Act shall have the option of using API-510 or the N.B.I.C. for inspection intervals.

g) Inspection and Inspection Certificate Fees.

1) If a boiler or pressure vessel shall, upon inspection, be found to be suitable and to conform to this Part ~~these~~ Rules, the owner or user shall pay the fees provided in the Act for each boiler and pressure vessel inspected before an Inspection Certificate shall be issued.

2) If the owner or user of each boiler or pressure vessel required to be inspected refuses or fails to allow an inspection to be made or refuses or fails to pay the appropriate fee(s), the Inspection Certificate shall be suspended by the Chief Inspector until the owner or user complies with the requirements.

3) The owner or user who causes a boiler or pressure vessel to be operated without a valid Inspection Certificate shall be subject to the penalty as provided in the Act.

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h) Inspectors to Have no Other Interests. It is prohibited for any employee of the Division of Boiler and Pressure Vessel Safety to accept any compensation or remuneration from any source for acting as a Consultant, Engineer, Safety Engineer, Safety Specialist, etc., or under any other title. Employees of this Division shall not be engaged in the sale of any article or device that is related to boilers or pressure vessels and shall devote their full time to inspection work.

i) Installing Used or Second-hand Boilers or Pressure Vessels. A certificate inspection shall be made of all used or second-hand boilers or pressure vessels prior to operation in this State. In a case where a boiler or pressure vessel is moved and reinstalled, the fittings and appurtenances shall be upgraded to comply with the Rules for new installations.

j) Inspectors to Notify Chief Inspector of defective boilers and pressure vessels. If an inspector finds that the boiler or pressure vessel or any of the appurtenances are in an unsafe condition the inspector shall immediately notify the Chief Inspector and submit a report of the defects.

k) Insurance Agencies to Notify the Chief Inspector of New, Cancelled or Suspended Risks. All Insurance Agencies shall notify the Chief Inspector within 30 days of all boiler or pressure vessel risks written, cancelled, not renewed or suspended in Illinois ~~because of unsafe conditions~~.

l) Manufacturers Data Reports to Be Filed. Effective January 1, 1974, Manufacturers Data Reports on boilers and as amended December 31, 1976, for pressure vessels, which are to be installed in the State of Illinois (unless otherwise exempted by this Part) shall be filed with the Chief Inspector through the National Board. It is intended that each boiler and pressure vessel so filed should be assigned a National Board number.

m) Boilers and Pressure Vessels without ASME Stamping. If the boiler or pressure vessel does not bear the ASME stamping, then the drawings, data and material showing all details of construction shall be submitted to the Chief Inspector and his approval obtained before installation in this State. The Chief Inspector shall grant his approval if the construction, materials and inspection requirements meet the Rules except for ASME stamping.

n) Notification of Inspection. The owner or user shall prepare each boiler or pressure vessel for internal inspection and shall prepare for and apply a hydrostatic test whenever necessary, on the date specified by an inspector, which date shall be not less than 7 days after the date of notification.

o) Owner to Notify Chief Inspector in Case of Accident. Any owner or operator, which includes any person, firm, partnership, corporation, or governmental entity, that knowingly fails to notify the Chief Inspector within 24 hours, or on the next business day, of an accident, explosion, event, or incident that serves to render a boiler or pressure vessel inoperative because of damage or failure or that

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involves any bodily injury or death to any person is guilty of a Class B misdemeanor, if a natural person, or a business offense punishable by a fine of not less than \$501 and not more than \$10,000, if a corporation or governmental entity.

p) Penalties. Any person, firm, partnership or corporation violating any of the provisions of this Part shall be subject to the penalties provided in the Boiler and Pressure Vessel Safety Act.

q) Registration of Boilers and Pressure Vessels. All owners or users of boilers and pressure vessels subject to the Act now in use or installed ready for use in the State of Illinois shall notify the Chief Inspector in writing giving the location, type, capacity, age and date of installation.

r) Removal of Safety Appliances.

1) No person, except under the direction of an inspector, shall attempt to remove or shall do any work upon safety appliances required by this Part while a boiler or pressure vessel is in operation. Should any of these appliances be repaired during an outage of a boiler or pressure vessel, they must be reinstalled and in proper working order before the object is again placed in service.

2) No person shall in any manner load the safety valve or valves to maintain a working pressure in excess of that stated on the Inspection Certificate.

s) Stamping of Boilers and Pressure Vessels. Each boiler or pressure vessel subject to the Act shall be identified by a serial number of the State of Illinois. The number will be assigned by the Chief Inspector and applied by ~~the inspector~~ to the boiler or pressure vessel by the inspector at the time of inspection. Also, the Code required stamping shall be kept free of paint and lagging so that it will be plainly visible and easily read by the inspectors.

t) Submission of Inspection Reports. Inspection Reports to be submitted by Special Inspectors:

1) Inspection Reports shall be submitted within 30 days from the date of inspection.

2) All inspection reports shall be ~~complete~~ completed with all pertinent information as required including ~~the county and zip code--in--which--the--object--is--located--~~ location and actual conditions observed.

3) Validity of Inspection Certificate. No Inspection Certificate issued for a boiler or pressure vessel inspected by a Special Inspector shall be valid after the boiler or pressure vessel for which it was issued shall cease to be insured by a duly authorized insurance company. The Chief Inspector may at any time suspend an Inspection Certificate when the boiler or pressure vessel for which it was issued may not continue to be operated without menace to public safety, or when the boiler or pressure vessel is found not to comply with this Part ~~these Rules~~. A Special Inspector shall have authority to request suspension of

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an Inspection Certificate for boilers or pressure vessels insured by the employing company. Such suspension of an Inspection Certificate shall continue in effect until such boiler or pressure vessel shall have been made to conform to this Part.

(Source: Amended at 19 Ill. Reg. **11904**, effective **AUG 15 1995**)

### Section 120.30 Inspectors, Examinations, Certificate of Competency and Commission.

a) Examinations.

1) Examinations for Certificate of Competency and Commission as an Inspector of Boilers and Pressure Vessels shall be held the first Wednesday of the months of March, June, September and December. Special examinations will be held when considered necessary by the Board.

2) Applicants for examination for a Special Inspector shall have 3 years experience in the construction, maintenance, repair or operation of high pressure boilers and pressure vessels. A credit of 2 years of the required experience will be given to applicants holding a Mechanical Engineering degree from a college of engineering and one year's credit will be given for all other types of engineering degrees.

3) Application for examination for Certificate of Competency and Commission shall be written upon a form to be furnished by the Office of the State Fire Marshal stating the educational background of the applicant, a list of employers, period of employment and position held with each employer. Applications containing willful falsification or untruthful statements shall be rejected. If the applicant's education and experience meet the requirements of the Board, the applicant shall be given the written examination dealing with the construction, installation, operation, maintenance and repair of boilers, pressure vessels and their appurtenances. If the applicant is successful in meeting the requirements of the Board, a Certificate of Competency and Commission will be issued by the Office of the State Fire Marshal. An applicant who fails to pass the examination will be permitted to take another written examination.

b) Special Inspector Trainee.

1) Applicants for Special Inspector Trainee authorization, which will permit on-the-job training, must possess one of the following education and experience qualifications:

A) A Bachelor's Degree in Engineering from an accredited college or university (deemed to be the equivalent of two years experience in design, construction, in charge of operation or inspection of high pressure boilers and



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pressure vessels); or

B) An Associate Degree in Mechanical Technology plus one year of actual experience in design, construction, in charge of operation or inspection of high pressure boilers and pressure vessels; or

C) A high school diploma or General Equivalency Degree plus two years of practical experience in the construction, installation, repair, operation, maintenance or inspection of high pressure boilers and pressure vessels.

2) Such applicants must have taken and received a passing grade (70%) upon that examination administered by the Board to applicants for National Board Commissions commencing the first Wednesday of March, June, September and December of each year.

3) The Office of the State Fire Marshal shall issue an authorization as a Special Inspector Trainee upon the applicant meeting the criteria above.

4) The Special Inspector Trainee authorization issued by the Office of the State Fire Marshal shall be valid for a period not to exceed fifteen months, shall be nonrenewable, and may be utilized by the holder only while in the continuous employ of the Authorized Inspection Agency by whom the Inspector Trainee is employed at the time of application and then only when all field inspection work so performed is performed while accompanied by an inspector for such Authorized Inspection Agency employer during the first ninety (90) days of such work and while remaining under the supervision of such an employer's inspector for the following year. Further, if the Authorized Inspection Agency is an insurance company, the Special Inspector Trainee may perform field inspection work only upon objects currently covered by insurance issued thereby.

5) Upon completion of one year of experience as a Special Inspector Trainee while in the continuous employ of an Authorized Inspection Agency, the holder of a valid authorization, through such employer(s), may apply to the Office of the State Fire Marshal for the Certificate of Competency.

## c) Commissions.

1) A Commission as ~~a--Special~~ an Inspector and an identifying commission card shall be issued by the State Fire Marshal as provided in the Act.

2) Commissions issued to inspectors in the employ of insurance companies or of self-insurers shall be held at the office of the employing company. The Commission and the identifying commission card shall be returned to the Chief Inspector when suspended or revoked or the inspector to whom the Commission was issued is no longer ~~in--its--employ~~ employed by the insurance company or self insurer.

3) A Commission issued to ~~a--Special~~ an Inspector may be suspended or revoked by the State Fire Marshal as provided in the Act.

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4) Reciprocal Commissions. A Reciprocal Commission as an ~~a--Special~~ Inspector ~~shall~~ may be issued by the State Fire Marshal as provided in the Act.

(Source: Amended at 19 Ill. Reg. 11904, effective AUG 15 1995)

## SUBPART B: CONSTRUCTION, INSTALLATION, INSPECTION, MAINTENANCE, AND USE

## Section 120.205 Pressure Vessel Exemptions

The following pressure vessels shall be exempt from registration and inspection as required by this Part ~~these--Rules~~.

a) Pressure vessels exempt pursuant to Section 5 of the Boiler and Pressure Vessel Safety Act ~~(111--Rev--Stat--1991--ch--111--17--par--32067--as--amended--by--(PA--07--1169) [430 ILCS 75/57--as--amended--by--PA 07--1169]~~.

b) ~~Containers--for--liquefied--Petroleum--Gas--that--do--not--exceed--a--volume--of--27000--gallons--water--capacity--except--when--used--for--dispensing--to--other--gas--containers--or--fuel--tanks--.~~

~~cb)~~ Pressure vessels operated at a pressure not exceeding 15 psig with no limitations on size.

~~dc)~~ Pressure vessels that do not exceed:

1) A volume of 15 cubic feet and 250 psig when not located in a place of public assembly.

2) A volume of 5 cubic feet and 250 psig when located in a place of public assembly.

3) A volume of 1-1/2 cubic feet or an inside diameter of 6 inches with no limitation on pressure.

~~ed)~~ Those classes of vessels not within the scope of ASME Code Section VIII, Division 1 as defined in the introduction under paragraph U-1.

~~fe)~~ Water conditioning equipment used for the removal of minerals, chemicals or organic or inorganic particulates from water by means other than application of heat; e.g., water softeners, water filters, dealkalizers and demineralizers.

(Source: Amended at 19 Ill. Reg. 11904, effective AUG 15 1995)

## Section 120.600 Existing Installation of Pressure Vessels

Maximum Allowable Working Pressure for Standard Pressure Vessels. The maximum allowable working pressure for standard pressure vessels shall be determined in accordance with the applicable provisions of the ASME Code under which they were constructed and stamped.

a) Maximum Allowable Working Pressure for Nonstandard Pressure Vessels.

1) For Internal Pressure. The maximum allowable working pressure on the shell of a nonstandard pressure vessel shall be determined by



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the strength of the weakest course computed from the thickness of the plate, the tensile strength of the plate, the efficiency of the longitudinal joint, the inside diameter of the course and the factor of safety set by this Part.

$TS \times t \times E / (R \times FS) = \text{Maximum Allowable Working Pressure, PSIG}$

Where:

TS = ultimate tensile strength of shell plate, psi. When the tensile strength of steel plate is not known, it shall be taken as 55,000 psi for temperature not exceeding 650F.

t = minimum thickness of shell plate of weakest course, inches.

E = efficiency of longitudinal joint, depending upon construction.  
Use the following values:

For Fusion-Welded and Brazed Joints:

Single lap welded .....	40
Double lap welded .....	60
Single butt welded .....	60
Double butt welded .....	75
Forge welded .....	70
Brazed steel .....	80

For riveted joints -- calculate riveted joint efficiency in accordance with rules given in Section I, Part PR, of the 1971 ASME Code.

R = inside radius for weakest course of shell, inches, provided the thickness does not exceed 10 percent of the radius. If the thickness is over 10 percent of the radius, the outer radius shall be used.

FS = factor of safety permitted shall be a minimum of 5.0.

2) For External Pressure. The maximum allowable working pressure for cylindrical nonstandard pressure vessels subjected to external or collapsing pressure shall be determined by the Rules in Par. UG-27 and UG-28 of Section VIII of the ASME Code.

3) Factors of Safety. The minimum factor of safety may be increased when deemed necessary by the Inspector to assure the operation of the vessel within safe limits. The condition of the vessel and the particular service to which it is subject will be determining factors.

4) End Closures. The maximum allowable working pressure permitted for formed heads under pressure shall be determined by using the

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appropriate formulas from Par. UG-32, UG-33, or UG-35 of Section VIII, ASME Code and the tensile strength and factors of safety given above.

b) Containers--for--Liquefied--Petroleum--Gas--not--otherwise-exempt--see Section--120.205--shall--be--equipped--with--ASME--code--stamped spring-loaded--safety-relief-valves--and--the--start--to--discharge--setting of--such--safety-relief-valves--with--relation--to--the--design--pressure--of the--container--shall--be--in--accordance--with--the--following--table:

Construction-Code	Safety-Relief-Valve-Settings	
	Minimum	Maximum
All-ASME-Codes-prior-to-the 1949-Edition--and-the-1949 Edition--paragraphs-U-60-and U-69	110%	125%
ASME-Code--1949-Edition-- Paragraphs-U-200--and-U-201-- and--all-ASME-Codes--later--than 1949	100%	100%

eb) Repairs and Renewals of Fittings and Appurtenances. Whenever repairs are made to fittings and appurtenances or it becomes necessary to replace them, the work must comply with the requirements for new installations.

dc) Conditions Not Covered by This Part. All cases not specifically covered by this Part shall be treated as new installations. Existing standard and non-standard pressure vessels shall be governed by current ASME/National Board Inspection Code requirements or the requirement of the ASME Codes in effect at the time of construction. Questions concerning existing non-standard pressure vessels may be referred to the Chief Inspector. Appeal of a decision of the Chief Inspector may be made to the Board.

(Source: Amended at 19 Ill. Reg. 11904, effective AUG 15 1995)

## SUBPART C: REPAIR AND ALTERATION

## Section 120.1041 Repair and Alteration Requirements

a) Repairs. Except as permitted for owners-users in Section 120.1000(b), no repair to a boiler or pressure vessel shall be initiated without the authorization of the Inspector who shall be satisfied that the welding procedures and welders are qualified and that the repair methods are acceptable. The Inspector may give prior approval for repairs of a routine nature. In every case, however, the Inspector shall be advised of each repair under such prior agreement.

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- b) Alterations. Except as permitted for owner-users in Section 120.1000(b), alterations to boilers and pressure vessels shall be performed by an organization in possession of a National Board "R" Certificate of Authorization, provided the alterations are within the scope of such authorization. No alteration to a boiler or pressure vessel shall be initiated without the authorization of the Inspector who shall be satisfied that the alteration methods and calculations are acceptable. If the Inspector considers it necessary, the Inspector shall make an inspection of the object before granting such authorization.
- c) Acceptance of Repairs and Alterations. Provided that repairs or alterations are acceptable to the Authorized Inspection Agency responsible for the boiler or pressure vessel, acceptance of repairs and alterations may be made by an Inspector employed by any of the following:

- 1) Illinois Division of Boiler and Pressure Vessel Safety.
- 2) The Inspection Agency of record of the organization making the repair or alteration.
- 3) The Authorized Inspection Agency, provided the work was not performed by the Agency employing the Inspector, except as provided in Section 120.1041(e) of this Part.
- d) Acceptance Inspection. It shall be the responsibility of the organization making the repair or alteration to coordinate the acceptance inspection of the repair or alteration. Except for repairs of a routine nature, a completed record of welding repairs shall be submitted to the Division by those organizations authorized under Section 120.1000(c)(2). Organizations in possession of National Board "R" Stamp shall submit the completed Form R-1.
- e) Owner-User Acceptance Inspection of Repairs. An Owner-User Inspector may perform acceptance inspections of repairs and alterations to boilers and pressure vessels when such repairs and alterations have been performed by the Inspector's employer, provided the repair organization and inspection procedures have the Division's specific approval. Such acceptance inspection procedures shall be subject to the concurrence of the Authorized Inspection Agency responsible for the boiler or pressure vessel.
- f) Replacement Pressure Parts. In general, replacement pressure parts may be classified as follows:
  - 1) Replacement parts subject to internal or external pressure that consist of materials which may be formed or assembled to the required shape by bending, forging or other forming methods, but on which no shop fabrication welding is performed may be supplied as material. Material and part identification shall be supplied in the form of bills of material and drawings with ASME Code compliance.
  - 2) Replacement parts subject to internal or external pressure that are fabricated preassembled by welding, but on which shop inspection is not required by the ASME Code, shall have the

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- welding performed in accordance with Section IX and other applicable Sections of the ASME Code. The replacement part assembly identification shall be supplied in the form of bills of material and drawings. The supplier or manufacturer shall certify that the material, design and fabrication are in accordance with the applicable Section of the ASME Code.
- 3) Replacement parts subject to internal or external pressure fabricated by welding which require shop inspection by an Authorized Inspector shall be fabricated by a manufacturer having an ASME Certificate of Authorization and the appropriate Code Symbol Stamp. A Manufacturer's Partial Data Report shall be supplied by the manufacturer.
  - g) Pressure Tests
    - 1) Repairs. The Inspector may require a pressure test after the completion of a repair to a boiler or pressure vessel when in the Inspector's judgment one should be conducted.
    - 2) Alterations. A pressure test in accordance with the National Board Inspection Code shall be applied to the boiler or pressure vessel on the completion of an alteration.
  - h) Repair Methods. Repair methods in this Section shall be used in conjunction with the general requirements in Section 120.1000(b) of this Part.
    - i) Defect Repairs
      - 1) General. A repair of a defect, such as a crack in a welded joint or base material, shall not be made until the defect has been removed. A suitable nondestructive method shall be used to assure its complete removal. If the defect penetrates the full thickness of the material, the repair shall be made with a complete penetration weld such as double butt weld or a single butt weld with or without backing. Before repairing a cracked area, care shall be taken to investigate its cause and to determine its extent.
      - 2) Unstayed Boiler Furnace Cracks. Cracks at the knuckle or at the turn of the flange of the furnace opening require immediate replacement of the affected area or specific approval of repairs by the Authorized Inspection Agency.
      - 3) Rivet or Staybolt Hole Cracks. Cracks radiating from rivet or staybolt holes may be repaired if the plate is not seriously damaged. If the plate is seriously damaged, it shall be replaced.
      - 4) Minor Defects. Minor cracks, isolated pits, and small plate imperfections shall be examined to determine the extent of the defect and whether welding is required. When welding is required, these defects shall be prepared for welding by removing to solid metal. Liquid penetrant or magnetic particle examination may be used before and/or after welding.
      - 5) Defective Bolting. Defective bolting material shall not be repaired but shall be replaced with suitable material which meets



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the specifications of the applicable Section of the ASME Code.

## j) Wasted Areas

- 1) Shells, Drums, Headers. Wasted areas in stayed and unstayed shells, drums and headers may be built up by welding provided that in the judgment of the Inspector the strength of the structure will not be impaired. Where extensive weld build-up is employed, the Inspector may require an appropriate method of NDE (nondestructive examination) for the complete surface of the repair. For repairs of minor defects see Section 120.1041(i)(4) of this Part.
- 2) Access Openings. Wasted areas around access openings may be built up by welding or they may be repaired. In boilers, the area to be so repaired shall not be closer than 2 inches (50.8mm) from any knuckle.

- 3) Flanges. Wasted flange faces may be cleaned thoroughly and built up with weld metal. They should be machined in place if possible to a thickness not less than that of the original flange or that required by calculations in accordance with the provisions of the applicable Section of the ASME Code. Wasted flanges may also be remachined in place without building up with weld metal provided the metal removed in the process does not reduce the thickness of the flange to a measurement below that calculated above. Flanges which leak because of warpage or distortion and which cannot be remachined shall be replaced with new flanges which have at least the dimensions conforming to the applicable Section of the ASME Code.

- 4) Tubes. Wasted areas on tubes may be repaired by welding provided that in the judgment of the Inspector the strength of the tube will not be impaired.

- 5) Corrosion, Grooving.
  - A) Localized corrosion that produced a groove, especially along or immediately adjacent to a joint, could be more serious than a similar amount of corrosion on solid plate away from the joint. Grooving and cracks along longitudinal joints are especially significant as they are likely to occur where the material is more highly stressed. Severe corrosion is likely to occur at points where the circulation of the corrosive fluid is poor; such places shall be examined most carefully.

- B) For the purposes of estimating the effect of corrosion or other defects upon the strength of a shell, comparison shall be made with the efficiency of the longitudinal joint of the boiler or pressure vessel, the strength of which is always less than that of a solid sheet.

- C) All flanging shall be inspected thoroughly, particularly the flanges of heads that are not stayed. Internal grooving in the fillets of such heads and external grooving in the outer surfaces of heads concave to pressure are very common since

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there is a slight movement in heads of this character which produces this kind of defect. Some types of boilers or pressure vessels have the ogee or reversed-flange construction in a few of their parts that may be inaccessible to the eye, but the conditions shall be determined by the insertion of a borescope, fiber optics or a mirror which, at a proper angle, will reflect back to the eye the condition of such a part.

- D) On new vessels and on vessels for which service conditions are being changed, one of the following methods shall be employed to determine the probable rate of corrosion from which the remaining wall thickness at the time of the next inspection can be estimated:

- i) The corrosion rate as established by accurate data collected by the owner or user on vessels in the same or similar service.
- ii) If accurate data for the same or similar service are not available, the probable corrosion rate as estimated from the Inspector's knowledge and experience on vessels in similar service.
- iii) If the probable corrosion rate cannot be determined by either of the above mentioned methods, thickness determinations shall be made after approximately 1000 hours of service, or one normal run if longer than this; subsequent sets of thickness measurements shall be taken after additional similar intervals until the corrosion rate is determined by this method; the corrosion data indicated by the first inspection may be used as a first approximation of the corrosion rate but shall be excluded from all subsequent computations of the corrosion rate, since attack on the initial surfaces may not be indicative of subsequent attack on corroded surfaces.

## k) Seal Welding

- 1) Seal Welding of Tubes. Tubes may be seal welded provided the ends of the tubes have sufficient wall thickness to prevent burn through and the requirements of the appropriate Sections of the ASME Code are satisfied.

- 2) Seal Welding of Riveted Joints. Edges of butt straps, plate laps and nozzles, or of connections attached by riveting may be restored to original dimensions by welding. Seal welding of riveted joints, butt straps or rivets shall require the approval of the Authorized Inspection Agency.

- 1) Re-Ending or Piecing Pipes and Tubes. Re-ending or piecing pipes and tubes is permitted provided the thickness of the remaining tube or pipe is not less than 90 percent of that required by the applicable Section of the ASME Code.

## m) Patches



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- 1) Flush Patches. The weld around a flush patch shall be a full penetration weld and the accessible surfaces shall be ground flush where required by the applicable Section of the ASME Code. Flush welded patches shall be subjected to an appropriate nondestructive examination which shall be consistent with the original construction requirements.
- 2) Tube Patches. In some situations it is necessary to weld a flush patch on a tube, such as when replacing tube sections and accessibility around the complete circumference of the tube is restricted or when it is necessary to repair a small bulge. This is referred to as a window patch.
- 3) Stays. Threaded stays may be replaced by welded-in stays provided that, in the judgment of the Inspector, the plate adjacent to the staybolt has not been materially weakened by deterioration or wasting away. All requirements of the applicable Section of the ASME Code governing welded-in stays shall be met.
- n) Alteration Methods. Alteration methods shall comply with the general requirements of Section 120.1000(b) of this Part.
  - o) Replacement Drums and Shells. Major replacement of pressure parts, including drums and shells, which are fabricated by welding and for which a Manufacturer's Data Report is required by the applicable Code Section shall be fabricated by a manufacturer having an ASME Certificate of Authorization and the appropriate Code Symbol Stamp. The item shall be inspected, stamped with the applicable Code Symbol and the word "PART", and reported on the appropriate Manufacturer's Partial Data Report.
  - p) Replaced Stamping. When a repair or alteration requires removal of that part of a boiler or pressure vessel containing the Code Stamping, the Inspector shall, subject to the approval of the jurisdiction, witness the making of a facsimile of stamping, the obliteration of the old stamping and the transfer of the stamping to the new part. When the stamping is on a nameplate, the Inspector is to witness the transfer of the nameplate to the new part. The Code Symbol is not to be restamped.
  - q) Rerating of a Boiler or Pressure Vessel. Rerating of a boiler or pressure vessel by increasing the maximum allowable working pressure (internal or external) or temperature, or decreasing the minimum temperature such that additional mechanical tests are required, shall be considered an alteration and shall be done only after the following requirements have all been met to the satisfaction of the Authorized Inspection Agency:
    - 1) Revised calculations verifying the new service conditions shall be required from the original manufacturer for review and acceptance by the Authorized Inspection Agency. When such calculations cannot be obtained from this source, they may be prepared by an Engineer and forwarded for review and acceptance by the Authorized Inspection Agency.

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- 2) All reratings shall be established in accordance with the requirements of the Code to which the boiler or pressure vessel was built or by computation using the appropriate formulas in the latest edition of the ASME Code if all essential details are definitely known to comply with the edition of the Code to which the object was built.
- 3) Current inspection records verify that the boiler or pressure vessel is satisfactory for the proposed service conditions.
- 4) The boiler or pressure vessel has been pressure tested for the rerated condition as required by Section 120.1041(g)(2).
- r) Suggestions
  - 1) The Inspector should be well informed of the natural and neglectful causes of defects and deterioration of boilers and pressure vessels. The Inspector should be conscientious and extremely careful in observing, taking sufficient time to make the examinations thorough in every way, taking no one's statement as final as to conditions not personally observed, and, in the event of inability to make thorough inspections, the Inspector should note it in the report and not accept the statements of others.
  - 2) The Inspector shall make a general observation of the conditions of the boiler room and apparatus, as well as of the attendants, as a guide in forming an opinion of the general care of the equipment.
  - 3) The Inspector shall weigh very carefully the condition of any defects in order to determine their relation to, or influence upon, the safety of the inspected boiler or pressure vessel. The Inspector shall question responsible employees as to the history of old boilers or pressure vessels, their peculiarities and behavior; ascertain what, if any, repairs have been made; ascertain the character of repairs; and investigate and determine whether repairs were made properly and safely.

(Source: Amended at 19 Ill. Reg. 11904, effective AUG 15 1995 )

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- 1) Heading of the Part: Health and Safety
- 2) Code Citation: 56 Ill. Adm. Code 350
- 3) Section Numbers: Adopted Action:  
350.210 Amendment  
350.280 Amendment
- 4) Statutory Authority: Implementing and authorized by the Safety Inspection and Education Act [820 ILCS 220/02] and the Health and Safety Act [820 ILCS 225/1].
- 5) Effective Date of the Amendment: August 7, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporation by reference?

This rulemaking amends the Department rules by adopting the federal occupational safety and health rules as effective on July 1, 1994, found at FR 58(143):40468, FR 59(1):146, FR 59(20):4320, FR 59(27):6126, FR 63(59):15339, FR 59(63):15594, FR 59(66):16334, FR 59(71):17478, FR 59(96):26114, FR 59(125):33658, and amended at FR 59(128):33910, FR 59(128):34580, FR 59(137):36695, FR 59(141):37816, FR 59(152):40672, FR 59(153):40964, FR 59(161):43268, FR 59(196):51672, FR 59(213): 85208 and does not include any later amendments or additions.

- 8) Date filed in the agency's principal office: July 27, 1995
- 9) Date Notice of Proposed Amendments was published in the Illinois Register: March 10, 1995, 19 Ill Reg 2603
- 10) Has JCAR issued a Statement of Objections to these rules? Yes
  - A) Statement of Objection: August 11, 1995, 19 Ill Reg 11664
  - B) Agency Response: August 11, 1995, 19 Ill Reg 11657
  - C) Date Agency Response Submitted for Approval to JCAR: July 27, 1995.
- 11) Differences between proposal and final version: The only changes are minor text corrections requested by JCAR.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? There was no agreement letter from JCAR on this rulemaking.

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- 13) Will this amendment replace an emergency amendment currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendment: The Health and Safety Act requires that the Department adopt all final federal OSHA standards for enforcement within all political subdivisions of the State. The updated standards are published in 29 CFR 1910, 1915, and 1926, and are summarized below:  
"Incorporation of General Industry Safety and Health Standards Applicable to Construction Work and Technical Amendments; Final Rule; Corrections," FR 58(143): 40468, July 28, 1993.

This rule makes a minor correction to a mathematical formula used in the analysis of airborne ethylene oxide concentrations. There are no new requirements imposed by the rule.

"Standard for Cadmium in Shipyard Employment and in Construction Work; Reprint With Corrections and Technical Amendments; Final Rule," FR 59(1): 146, January 3, 1994.

This rule clarifies that the cadmium standard found in 1910 Subpart Z is effective for the shipyard industry, and updates codifications and effective dates. No new requirements are imposed by the rule.

"Electric Power Generation, Transmission, and Distribution; Electrical Protective Equipment; Final Rule," FR 59(20): 4320, January 31, 1994.

This rule addresses work practices relating to enclosed spaces, hazardous energy control, working near energized parts, grounding for employee protection, underground and overhead installation, line-clearance tree trimming, work in substations, and other special conditions within the industry. It replaces out-of-date consensus standards referenced in the general industry standards with a set of performance-oriented requirements reflecting the latest revisions to the consensus standards. The rule adopts use and care requirements for electrical protective equipment designed to complement the equipment design criteria. Municipalities and other agencies that have electrical generation, transmission or distribution capability will be affected by the rule.

"Hazard Communication; Final Rule," FR 59(27): 6126, February 9, 1994.

This rule includes minor changes and technical amendments that clarify certain exemptions from labeling, modify written plan requirements, clarify and slightly modify duties of MSDS providers and requirements for MSDS. No significant impact is expected.



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"Grain Handling Facilities; Final Decision Statement," FR 63(59): 15339, April 1, 1994.

This announcement states that OSHA does not intend to expand the action level of 1/8 inch of accumulated dust beyond the priority areas. There are no new requirements in the rule.

"Reporting of Fatality or Multiple Hospitalization Incidences; Final Rule," FR 59(63): 15594, April 1, 1994.

This rule requires employers to report all fatalities and catastrophes that result in the hospitalization of three or more employees within eight hours of the accident or death. Currently, employers must report all fatalities and catastrophes that result in the hospitalization of five or more employees within 48 hours. Impact is not expected to be significant.

"Personal Protective Equipment for General Industry; Final Rule," FR 59(66): 16334, April 6, 1994.

This rule requires employers to provide additional education and training on the proper selection and use of personal protective equipment (PPE). It updates references to be used when selecting PPE, and contains additional performance criteria for some types of PPE. All work sites are potentially covered by the rule.

"Hazard Communication; Final Rule; Temporary Stay of Effective Date for Wood Products," FR 59(71): 17478, April 13, 1994.

This rule stays certain Material Safety Data Sheet and labeling provisions applicable to wood or wood products capable of generating dust, or treated with a hazardous chemical. Provisions are stayed from March 11, 1994 to August 11, 1994 to accommodate changes to MSDSs and labels. Impact will not be significant.

"Permit Required Confined Spaces for General Industry; Final Rule; Technical Amendment," FR 59(96): 26114, May 19, 1994.

The rule makes one non-substantive change to the text, and revises information in Appendix E concerning atmospheric testing and monitoring in sewers. The amendment clarifies that a performance-oriented approach should be used by the employer when determining the contaminants of concern. Impact will be minor.

"Electric Power Generation, Transmission and Distribution; Electrical Protective Equipment; Final Rule; Stay of Enforcement and Correction," FR 59(125): 33658, June 30, 1994.

This rule stays enforcement of certain provisions of 29 CFR 1910.269 until

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Nov. 1, 1994. It stays enforcement of the paragraph requiring elimination or control of ignition sources in coal handling operations until February 1, 1996. It clarifies language in the preamble concerning the type of protective clothing required when employees are exposed to flames or arcs. It also corrects several minor errors in the text of the standard. Impact is not significant.

"Personal Protective Equipment for General Industry; Final Rule; Corrections," FR 59(128):33910, July 1, 1994.

This rule clarifies that the new hazard assessment and training requirements for PPE do not amend those of the respiratory protection standard or the electrical protective equipment standard. It corrects the description of the work situation that requires the use of protective footwear. Impact is not significant.

"Personal Protective Equipment for General Industry; Final Rule; Administrative Stay FR 59(128):34580, July 6, 1994.

The effective date of the new hazard assessment and training provisions for PPE is stayed from July 5, 1994 until October 5, 1994. It clarifies that 29 CFR 1910.138; Hand Protection, is replaced by the new version. Impact is minor.

"Retention of DOT markings, Placards and Labels; Final Rule," FR 59(137): 36695, July 19, 1994.

This rule states that employers must retain all IDOT required markings, labels, and placards on containers from the time they are received until the container is emptied of the contents. Impact is not significant.

"Confined and Enclosed Spaces and Other Dangerous Atmospheres in Shipyard Employment; Final Rule," FR 59(141): 37816, July 25, 1994.

This rule expands permit required confined space safety requirements to all sectors of the shipyard industry. Impact is not significant.

"Safety Standards for Fall Protection in the Construction Industry; Final Rule," FR 59(152): 40672, August 9, 1994.

This rule expands the use of a fall protection systems such as guardrails, safety nets, or personal fall arrest systems, to all construction workers exposed to fall hazards of six feet or greater. The use of body belts as a fall arrest system will be prohibited as of January 1, 1998. Some State and local entities that perform construction or repair work will be covered by the rule.

"Occupational Exposure to Asbestos, Tremolite, Anthrophyllite, and



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TITLE 56: LABOR AND EMPLOYMENT  
CHAPTER I: DEPARTMENT OF LABOR  
SUBCHAPTER b: REGULATION OF WORKING CONDITIONS

PART 350  
HEALTH AND SAFETY

SUBPART A: INSPECTIONS AND CITATIONS

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Section	Adoption of Federal Standards	350.280

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Actinolite; Final Rule," FR 59(153): 40964, August 10, 1994.

This amendment reduces the permissible exposure limit from .2 fibers/cc to .1 fibers/cc. It establishes a new system of work practice controls for building workers that may disturb asbestos containing materials (ACM). It establishes mandatory work practices for brake and clutch repair. It will affect all public sector employees in building containing ACM and all vehicle maintenance facilities that perform brake or clutch repair.

"Hazardous Waste Operations and Emergency Response; Final Rule," FR 59(161): 43268, August 22, 1994.

This rule updates certain references made to NFPA standards in Appendix B of 1910.120 and 1926.65 It also adds a non-mandatory Appendix E, which describes an effective training curriculum and program. Emergency services such as fire departments and HAZMAT response teams are affected by the rule, although impact is expected to be minimal.

"Logging Operations; Final Rule," FR 59(196): 51672, October 12, 1994.

This rule strengthens safety regulations governing pulpwood operations and expands them to cover the entire logging industry. It does not impact public sector employers.

"Permit Required Confined Spaces for General Industry; Final Rule; Technical Amendment to Preamble," FR 59(213): 85208, November 4, 1994.

This rule clarifies the preamble where the definition of a confined space is discussed. It does not have significant impact.

16) Information and questions regarding this adopted amendment shall be directed to:

Lenore Killam  
Illinois Department of Labor  
#1 West Old State Capitol Plaza, Rm. 300  
Springfield, IL 62701  
(217) 782-9386

The full text of the Adopted Amendment begins on the next page.

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**AUTHORITY:** Implementing and authorized by the Safety Inspection and Education Act [820 ILCS 220] and the Health and Safety Act [820 ILCS 225].

**SOURCE:** Emergency rules adopted at 9 Ill. Reg. 17004, effective October 17, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 8765, effective May 14, 1986; amended at 11 Ill. Reg. 2798, effective January 28, 1987; amended at 12 Ill. Reg. 17086, effective October 11, 1988; amended at 16 Ill. Reg. 8518, effective May 26, 1992; amended at 17 Ill. Reg. 1074, effective January 19, 1993; emergency amendment at 17 Ill. Reg. 7072, effective April 27, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 14724, effective September 15, 1994; amended at 19 Ill. Reg. 11923, effective AUG-07-1995.

## SUBPART B: RECORDS OF INJURIES AND ILLNESSES

## Section 350.210 Emergency Notification

After the occurrence of an employment accident which is fatal to one or more employees or which results in hospitalization of ~~five~~ three or more employees, the employer shall report the accident to the department as soon as physically possible. The notification shall be made ~~on--the--same--working--day--as--the--accident--or--on--the--next--working--day~~ within eight (8) hours after the accident or death. The employer shall notify the department orally or in writing by telephone or telegraph. The notification shall relate the circumstances of the accident, the number of fatalities, the number of employees hospitalized, and the extent of the injuries.

(Source: Amended at 19 Ill. Reg. 11923, effective AUG-07-1995)

## SUBPART C: FEDERAL STANDARDS

## Section 350.280 Adoption of Federal Standards

a) Pursuant to Section 4 of the Health and Safety Act, the Department hereby adopts by reference the general health and safety standards and special maritime and construction industry standards adopted by the federal Occupational Safety and Health Administration as effective on July 17, 1993- July 1, 1994 and amended at FR58 (143) :40468, FR59 (11) :146, FR59 (20) :4320, FR59 (27) :6126, FR63 (59) :15339, FR59 (63) :15594, FR59 (66) :16334, FR59 (71) :17478, FR59 (96) :26114, FR59 (125) :33658, FR59 (128) :33910, FR59 (128) :34580, FR59 (137) :36695, FR59 (141) :37816, FR59 (152) :40672, FR59 (153) :40964, FR59 (161) :43268, FR59 (196) :51672, FR59 (213) :85208. These standards are located at 29 CFR 1910, 1915, and 1926 and do not include any later amendments or editions.

b) The Department shall consider any subsequent amendments to the health and safety standards adopted by the federal Occupational Safety and Health Administration. Such amendments will be adopted by reference,

## DEPARTMENT OF LABOR

## NOTICE OF ADOPTED AMENDMENT(S)

or substitute provisions which provide equivalent protection will be adopted. Amendments will be adopted through filing with the Secretary of State and publication in the Illinois Register as required by Section 5-40 of the Illinois Administrative Procedure Act ~~111-Rev-Stat-1991-ch-127-par-1085-40~~ [5 ILCS 100/5-40].

c) The Department hereby adopts as a rule of the Department, through incorporation by reference, 29 CFR Part 1910.1030, Occupational Exposure to Bloodborne Pathogens (1991, no later amendments or editions). The dates listed in paragraph (i) of 29 CFR Part 1910.1030 are not applicable to Illinois public sector employers. The effective date (paragraph (i)(1) of the adopted standard) for the Illinois public sector shall be the effective date of this amendment, as published in the Illinois Register. The compliance date for paragraph (i)(2) of the adopted standard shall be 30 days after the effective date, the date for paragraph (i)(3) shall be 60 days after the effective date, and the date for paragraph (i)(4) shall be 90 days after the effective date.

d) The effective dates for 29 CFR 1910.119(e)(1)(i), (ii), (iii), and (iv), which establish timelines for hazard analyses for hazardous materials, are one, two, three, and four years, respectively, after August 1, 1994.

(Source: Amended at 19 Ill. Reg. 11923, effective AUG-07-1995)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Medical Assistance Programs
- 2) Code Citation: 89 Ill. Adm. Code 120
- 3) Section Numbers:  
120.60  
Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13]
- 5) Effective Date of Amendments: August 11, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 11, 1995
- 9) Notice of Proposal Published in Illinois Register:  
April 21, 1995 (19 Ill. Reg. 5923)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: The following changes were made to the text of the proposed amendments:
- In the AUTHORITY, an underlined period was added after "7-1 et seq".
  - In Section 120.60(b)(1), an underlined comma was added after "(Section 120.382)".
  - In Section 120.60(c)(2)(A)(i), "Program services" was deleted.
  - In Section 120.60(c)(2)(B), "the expenses are applied" was changed to "the expenses shall be applied".
  - In Section 120.60(c)(3)(B), "their" was changed to "his or her" and "If they have" was changed to "If the client has".
  - In Section 120.60(c)(6)(A), the comma after "increase" was stricken.
- No other changes have been made in the text of the proposed amendments.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

## DEPARTMENT OF PUBLIC AID

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- 13) Will these Amendments replace Emergency Amendments currently in effect?  
No
- 14) Are there any Amendments pending on this Part? Yes
- | Sections | Proposed Action | Illinois Register Citation        |
|----------|-----------------|-----------------------------------|
| 120.80   | Amendment       | June 30, 1995 (19 Ill. Reg. 8512) |
| 120.379  | Amendment       | May 19, 1995 (19 Ill. Reg. 6770)  |
| 120.386  | Amendment       | May 19, 1995 (19 Ill. Reg. 6770)  |
| 120.387  | Amendment       | May 19, 1995 (19 Ill. Reg. 6770)  |
- 15) Summary and Purpose of Amendments: The purpose of this rulemaking is to introduce new procedures regarding enrolled spend-down cases. The reason for these changes is to reduce the time and effort local office staff expend on cases which do not have ongoing eligibility for medical assistance.
- Two procedural changes are being made:
- Cases which are not Medicaid eligible for any month of the enrollment period will be denied rather than enrolled if their countable income exceeds the QMB standard or their countable assets exceed the QMB asset disregard. The current QMB standard for one person is \$736. The asset disregard for one person is \$4,000.
  - Enrolled spend-down cases which do not achieve Medicaid eligibility within the last three months will be cancelled beginning in the sixth month of the enrollment period.
- This rulemaking provides that medical expenses will be applied to the spend-down obligation in the following order:
- Charges for DORS Home Services and/or DMHDD Community Based Services;
  - Payments made for medical expenses within the previous six months; and
  - Unpaid medical expenses.
- If multiple medical expenses are incurred on the same day, the expenses will be applied in the following order:
- Health insurance deductibles;
  - All copayment charges incurred or paid on spend-down met day;
  - Expenses for medical services and/or items not covered by the Department's Medical Assistance Program;



## DEPARTMENT OF PUBLIC AID

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- d. Cost share amounts incurred for in-home care services by individuals receiving services through the Department on Aging (DOA);
- e. Expenses incurred for in-home care services by individuals receiving or purchasing services from private providers;
- f. Expenses incurred for medical services or items covered by the Department's Medical Assistance Program.

These amendments also establish that cases eligible with a spend-down obligation who do not have a QMB or MANG(P) member will have an additional eligibility determination made. If countable income is greater than the QMB income standard or countable assets are greater than the QMB asset disregard, the case will not be enrolled in spend-down unless:

- a. The case does not have a spend-down obligation for any month of the twelve-month enrollment period, or
- b. Medical expenses equal the spend-down obligation for at least one month of the twelve-month enrollment period.

Cases which meet either of these conditions will be notified of the spend-down obligation. They will also be notified that their case will be reviewed beginning in the sixth month of the twelve-month enrollment period. If the client has not had medical eligibility in one of the last three months at the time of review (including the month of review), the case will terminate. A new application will be required if the client wishes continued medical assistance.

Cases with a spend-down obligation which do not have a QMB or MANG(P) member will be reviewed beginning in the sixth month of enrollment to determine if they have had medical eligibility within the last three months, including the month of review. If so, enrollment will continue. If not, enrollment will be terminated and the client will be advised that if he or she wishes continued medical assistance, reapplication is required. Upon reapplication, a new twelve-month enrollment period will be established (assuming non-financial factors of eligibility are met). If appropriate, a new spend-down obligation will be established.

If the client reapplies prior to four months after the end of the period of enrollment, the client will be sent through a special abbreviated intake procedure making use of current case record material to verify factors of eligibility not subject to change. Cases that remain eligible in the tenth month of the enrollment period or which have a QMB or MANG(P) member, will remain enrolled and will be redetermined once every 12 months.

16) Information and questions regarding these Adopted Amendments shall be

## DEPARTMENT OF PUBLIC AID

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directed to:

Name:  
Address:

Judy Umunna

Bureau of Rules and Regulations  
Illinois Department of Public Aid  
100 South Grand Avenue East, Third Floor  
Springfield, Illinois 62762

Telephone:

(217) 524-3215

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 120

## MEDICAL ASSISTANCE PROGRAMS

## SUBPART A: GENERAL PROVISIONS

Section  
120.1

Incorporation By Reference

## SUBPART B: ASSISTANCE STANDARDS

Section

120.10 Eligibility For Medical Assistance  
120.11 Eligibility For Medical Assistance For Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy  
120.12 Healthy Start - Medicaid Presumptive Eligibility Program For Pregnant Women  
120.20 MANG(AABD) Income Standard  
120.30 MANG(C) Income Standard  
120.31 MANG(P) Income Standard  
120.40 Exceptions To Use Of MANG Income Standard  
120.50 AMI Income Standard

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section

120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy  
120.61 Cases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG(AABD) and All Other Licensed Medical Facilities  
120.62 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings Under 89 Ill. Adm. Code 140.643  
120.63 Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings  
120.64 Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy  
120.65 Department of Mental Health and Developmental Disabilities (DMHDD) Licensed Community - Integrated Living Arrangements

## SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

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## NOTICE OF ADOPTED AMENDMENTS

Supplementary Medical Insurance Benefits (SMIB) Buy-In Program Eligibility for Medicare Cost Sharing as a Qualified Medicare Beneficiary (QMB)  
120.73 Eligibility for Medical Payment of Medicare Part B Premiums as a Specified Low-Income Medicare Beneficiary (SLIB)  
120.74 Qualified Medicare Beneficiary (QMB) Income Standard  
120.75 Specified Low-Income Medicare Beneficiary (SLIB) Income Standard  
120.76 Hospital Insurance Benefits (HIB)

## SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section  
120.80

Recipient Restriction Program

## SUBPART F: MIGRANT MEDICAL PROGRAM

Section  
120.90  
120.91

Migrant Medical Program  
Income Standards

## SUBPART G: AID TO THE MEDICALLY INDIGENT

Section

120.200 Elimination of Aid to the Medically Indigent  
120.208 Client Cooperation (Repealed)  
120.210 Citizenship (Repealed)  
120.211 Residence (Repealed)  
120.212 Age (Repealed)  
120.215 Relationship (Repealed)  
120.216 Living Arrangement (Repealed)  
120.217 Supplemental Payments (Repealed)  
120.218 Institutional Status (Repealed)  
120.224 Foster Care Program (Repealed)  
120.225 Social Security Numbers (Repealed)  
120.230 Unearned Income (Repealed)  
120.235 Exempt Unearned Income (Repealed)  
120.236 Education Benefits (Repealed)  
120.240 Unearned Income In-Kind (Repealed)  
120.245 Earmarked Income (Repealed)  
120.250 Lump Sum Payments and Income Tax Refunds (Repealed)  
120.255 Protected Income (Repealed)  
120.260 Earned Income (Repealed)  
120.261 Budgeting Earned Income (Repealed)  
120.262 Exempt Earned Income (Repealed)  
120.270 Recognized Employment Expenses (Repealed)  
120.271 Income From Work/Study/Training Program (Repealed)  
120.272 Earned Income From Self-Employment (Repealed)

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120.273 Earned Income From Roomer and Boarder (Repealed)  
 120.275 Earned Income In-Kind (Repealed)  
 120.276 Payments from the Illinois Department of Children and Family Services (Repealed)  
 120.280 Assets (Repealed)  
 120.281 Exempt Assets (Repealed)  
 120.282 Asset Disregards (Repealed)  
 120.283 Deferral of Consideration of Assets (Repealed)  
 120.284 Spend-down of Assets (AMI) (Repealed)  
 120.285 Property Transfers (Repealed)  
 120.290 Persons Who May Be Included in the Assistance Unit (Repealed)  
 120.295 Payment Levels for AMI (Repealed)

## SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section  
 120.308 Client Cooperation  
 120.309 Caretaker Relative  
 120.310 Citizenship  
 120.311 Residence  
 120.312 Age  
 120.313 Blind  
 120.314 Disabled  
 120.315 Relationship  
 120.316 Living Arrangements  
 120.317 Supplemental Payments  
 120.318 Institutional Status  
 120.319 Assignment of Rights to Medical Support and Collection of Payment  
 120.320 Cooperation in Establishing Paternity and Obtaining Medical Support  
 120.321 Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support  
 120.322 Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support  
 120.323 Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause  
 120.324 Health Insurance Premium Payment (HIPP) Program  
 120.325 Health Insurance Premium Payment (HIPP) Pilot Program  
 120.326 Foster Care Program  
 120.327 Social Security Numbers  
 120.330 Unearned Income  
 120.332 Budgeting Unearned Income  
 120.335 Exempt Unearned Income  
 120.336 Education Benefits  
 120.338 Incentive Allowance  
 120.340 Unearned Income In-Kind  
 120.342 Court Ordered Child Support Payments of Parent/Step-Parent  
 120.345 Earmarked Income  
 120.346 Medicaid Qualifying Trusts

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120.347 Treatment of Trusts  
 120.350 Lump Sum Payments and Income Tax Refunds  
 120.355 Protected Income  
 120.360 Earned Income  
 120.361 Budgeting Earned Income  
 120.362 Exempt Earned Income  
 120.364 Earned Income Exemption  
 120.366 Exclusion From Earned Income Exemption  
 120.370 Recognized Employment Expenses  
 120.371 Income From Work/Study/Training Programs  
 120.372 Earned Income From Self-Employment  
 120.373 Earned Income From Roomer and Boarder  
 120.375 Earned Income In Kind  
 120.376 Payments from the Illinois Department of Children and Family Services  
 120.379 Assessment of Assets  
 120.380 Assets  
 120.381 Exempt Assets  
 120.382 Asset Disregard  
 120.383 Deferral of Consideration of Assets  
 120.384 Spend-down of Assets (MANG)  
 120.385 Property Transfers for Applications Filed Prior to October 1, 1989 (Repealed)  
 120.386 Property Transfers Occurring On or Before August 10, 1993  
 120.387 Property Transfers Occurring On or After August 11, 1993  
 120.390 Persons Who May Be Included In the Assistance Unit  
 120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG and Children Born October 1, 1983, or Later  
 120.392 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy  
 120.393 Pregnant Women and Children Under Age Eight Years Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project  
 120.395 Payment Levels for MANG  
 120.399 Redetermination of Eligibility

TABLE A Value of a Life Estate and Remainder Interest

TABLE B Life Expectancy

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI and VII and 12-13].

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg.



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16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive

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change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987 for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20899, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 12 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective July 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendments at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 17483, effective October 31, 1989; amended at 13 Ill. Reg. 17838, effective November 8, 1989; amended at 13 Ill. Reg. 18872, effective November 17, 1989; amended at 14 Ill. Reg. 760, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1494, effective January 2,

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1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4233, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5839, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6372, effective April 16, 1990; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990; amended at 14 Ill. Reg. 14814, effective September 3, 1990; amended at 14 Ill. Reg. 17004, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 348, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5302, effective April 1, 1991; amended at 15 Ill. Reg. 10101, effective June 24, 1991; amended at 15 Ill. Reg. 11973, effective August 12, 1991; amended at 15 Ill. Reg. 12747, effective August 16, 1991; amended at 15 Ill. Reg. 14105, effective September 11, 1991; amended at 15 Ill. Reg. 14240, effective September 23, 1991; amended at 16 Ill. Reg. 139, effective December 24, 1991; amended at 16 Ill. Reg. 1862, effective January 20, 1992; amended at 16 Ill. Reg. 10034, effective June 15, 1992; amended at 16 Ill. Reg. 11582, effective July 15, 1992; amended at 16 Ill. Reg. 17290, effective November 3, 1992; amended at 17 Ill. Reg. 1102, effective January 15, 1993; amended at 17 Ill. Reg. 6827, effective April 21, 1993; amended at 17 Ill. Reg. 10402, effective June 28, 1993; amended at 18 Ill. Reg. 2051, effective January 21, 1994; amended at 18 Ill. Reg. 5934, effective April 1, 1994; amended at 18 Ill. Reg. 8718, effective June 1, 1994; amended at 18 Ill. Reg. 11231, effective July 1, 1994; amended at 19 Ill. Reg. 2905, effective February 27, 1995; emergency amendment at 19 Ill. Reg. 9280, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 11931, effective AUG 1 1 1995.

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section 120.60 All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, and DMHDD Approved Community Based Settings and Pregnant Women and Children Born October 1, 1983, or Later Who Do Not Qualify As Mandatory Categorically Needy

The following subsections apply to all cases other than those receiving care in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Care Facilities, Department of Mental Health and Developmental Disabilities (DMHDD) Facilities, or DMHDD approved community based residential settings under 89 Ill. Adm. Code 140.643 or pregnant women and children born October 1, 1983, or later who do not qualify as mandatory categorically needy.

- a) The eligibility period for MANG (AABD) and MANG(C) is one (1) month.
  - 1) The eligibility period shall begin with:
    - 1) the first day of the month of application; or
    - 2) the first day of any month prior to the month of application that the client meets non-financial eligibility requirements up to three months prior to the month of application, if the client so desires; or
  - 3) the first day of a month after the month of application that the client meets non-financial eligibility requirements.

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- b) The eligibility period for AMI is six (6) months; the eligibility period shall begin with:
  - 1) the first day of the month of application; or
  - 2) the first day of the month prior to the month of application if the client meets non-financial eligibility requirements and if the client so desires; or
  - 3) the first day of a month after the month of application that the client meets non-financial eligibility requirements.
- b) Eligibility Without Spend-down for MANG (AABD) and 7 MANG(C) and AMI
  - 1) If the client's nonexempt income (Sections 120.220-120.257 120.325-120.342) available during the eligibility period is equal to or below the applicable MANG standard or AMI-Standard (Sections 120.20 and 120.30 120.50), and nonexempt non-exempt assets are not in excess of the applicable asset disregard (Section Sections 120.202 and 120.382), the client is eligible for medical assistance Medical Assistance from the first day of the eligibility period. Covered services received during the entire eligibility period will be paid for by the Department.
  - 2) The client is responsible to report any changes that occur during the eligibility period which might affect eligibility for medical assistance Medical Assistance. If changes occur, appropriate action shall be taken by the Department, including termination of eligibility for medical assistance Medical Assistance. If changes in income, assets or family composition occur which would make the client a spend-down case, a spend-down obligation will be determined and the subsections in (c) (4) below will apply.
  - 3) A redetermination for MANG(C) and AMI will be made every twelve (12) months. For AMI, clients wishing continued Medical Assistance after the six (6) month eligibility period must reapply for Medical Assistance.
- c) Eligibility With Spend-down for MANG (AABD) and 7 MANG(C) and AMI
  - 1) If the client's nonexempt income available during the applicable eligibility period is greater than the applicable MANG standard or AMI-Standard and/or nonexempt non-exempt assets are over the applicable asset disregard, the client must meet the spend-down obligation determined for the eligibility period before becoming eligible to receive medical assistance Medical Assistance. The spend-down obligation is the sum of the amount by which the client's nonexempt non-exempt income exceeds the MANG standard or AMI-Standard and the amount of nonexempt non-exempt assets in excess of the applicable asset disregard.
  - 2) The client meets the spend-down obligation by incurring or paying for medical expenses in an amount equal to the spend-down obligation.
    - A) Medical expenses shall be applied to the spend-down obligation in the following chronological order:
      - i) Charges for DORS Home Services and/or DMHDD Community



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Based Services. These charges are considered incurred the first day of the month regardless of the day the services are actually provided.

ii) Payments made for medical expenses within the previous six months. Payments are considered incurred the first day of the month of payment.

iii) Unpaid medical expenses. These are considered as of the date of service and are applied in chronological order.

B) If multiple medical expenses are incurred on the same day, the expenses shall be applied in the following order:

i) Health insurance deductibles (including Medicare and other co-insurance charges);

ii) All copayment charges incurred or paid on spend-down met day;

iii) Expenses for medical services and/or items not covered by the Department's Medical Assistance Program;

iv) Cost share amounts incurred for in-home care services by individuals receiving services through the Department on Aging (DOA);

v) Expenses incurred for in-home care services by individuals receiving or purchasing services from private providers;

vi) Expenses incurred for medical services or items covered by the Department's Medical Assistance Program. If more than one covered service is received on the day, the charges will be considered in order of amount. The bill for the smallest amount will be considered first.

B) Medical expenses incurred prior to the eligibility period may be considered for purposes of spend-down to the extent that the client makes payments on them during the eligibility period or to the extent the medical bills remain the responsibility of the client.

3) After application for Medical Assistance, the client will be notified in writing of the spend-down obligation. The client will also be notified of the six-month enrollment period. When proof of time in which no new application is necessary, incurred medical expenses equal to the spend-down obligation is provided to the local office, eligibility for Medical Assistance shall begin effective the first day that the spend-down obligation is met. Covered services received from that date until the end of the eligibility period will be paid for by the Department. The client shall be responsible directly to the provider for payment for services provided prior to the time client meets the spend-down obligation.

A) If one bill for medical expenses incurred on a certain date is more than enough to equal the spend-down obligation, part

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of the bill will be used to meet the spend-down obligation and the Department will price the bill to determine the Department's liability, if any. The Department shall be liable only if the Department rate is greater than that part of the bill used to meet spend-down and only for the difference between those two amounts.

B) If more than one bill for medical expenses incurred on the same date would be enough to equal or exceed the spend-down obligation, medical expenses shall be applied to the spend-down obligation in the following order:

i) Medicare and other health insurance premiums, deductibles or co-insurance charges;

ii) Medical expenses for services recognized under State Medicaid but not included in the State plan;

iii) Medical expenses for services included in the State plan. Once medical expenses are applied towards the spend-down obligation, the order of application shall not be changed.

C) If a service is provided during the eligibility period but payment may be made by a third party, such as an insurance company, the medical expense will not be considered towards spend-down until the bill is adjudicated. When adjudicated, that part determined to be the responsibility of the client shall be considered as incurred on the date of service.

3) After application for medical assistance for cases eligible with a spend-down obligation who do not have a QMB or MANG(P) member, an additional eligibility determination will be made.

A) If countable income is greater than the QMB income standard (Section 120.74) or countable assets are greater than the QMB asset disregard (Section 120.382(d)), the case will not be enrolled in spend-down unless:

i) The case does not have a spend-down obligation for any month of the twelve-month enrollment period, or

ii) Medical expenses equal the spend-down obligation for at least one month of the twelve-month enrollment period.

B) Cases which meet either of these conditions will be notified in writing of the spend-down obligation. The client will also be notified that his or her case will be reviewed beginning in the sixth month of the twelve-month enrollment period. If the client has not had medical eligibility in one of the last three months at the time of review (including the month of review), the case will terminate at which time a new application will be required if the client wishes continued medical assistance.

C) When proof of incurred medical expenses equal to the spend-down obligation is provided to the local office, eligibility for medical assistance shall begin effective the



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first day that the spend-down obligation is met. Covered services received from that date until the end of the eligibility period will be paid for by the Department. The client shall be responsible directly to the provider for payment for services provided prior to the time the client meets the spend-down obligation.

- 4) Cases with a spend-down obligation which do not have a QMB or MANG(P) member will be reviewed beginning in the sixth month of enrollment to determine if they have had medical eligibility within the last three months, including the month of review. If so, enrollment will continue. If not, enrollment will be terminated and the client will be advised that if he or she wishes continued medical assistance, a reapplication must be filed. Upon reapplication, a new twelve-month enrollment period will be established (assuming non-financial factors of eligibility are met). If appropriate, a new spend-down obligation will be created.

A) If the client files a reapplication prior to four months after the end of the period of enrollment, the client will be sent through a special abbreviated intake procedure making use of current case record material to verify factors of eligibility not subject to change.

B) Cases that remain eligible in the tenth month of the enrollment period or which have a QMB or MANG(P) member, will remain enrolled and will be redetermined once every 12 months. 4) Prior to the end of the six-month enrollment period all clients, whether or not the spend-down obligation has been met, shall be notified in writing that enrollment will end on a certain date. The client will also be informed by this notice that if he or she wishes continued Medical Assistance a reapplication must be filed. Upon reapplication a new six-month enrollment period will be established assuming non-financial factors of eligibility are met, and if appropriate a new spend-down obligation will be created. If the client files a reapplication prior to four (4) months after the end of the initial six-month enrollment period the client will be sent through a special abbreviated intake procedure making use of current case record material to verify factors of eligibility not subject to change.

- 5) The client is responsible to report any changes that occur during the six-month enrollment period which might affect eligibility for medical assistance Medical Assistance. If changes occur, appropriate action shall be taken by the Department, including termination of eligibility for medical assistance Medical Assistance.

- 6) If changes in income, assets or family composition occur, appropriate adjustments to the spend-down obligation and date of

## DEPARTMENT OF PUBLIC AID

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eligibility for medical assistance Medical Assistance shall be made by the Department. The client will be notified in writing of the new spend-down obligation.

A) If income decreases or assets fall below the applicable asset disregard and, as a result, the client has already met the new spend-down obligation, eligibility for medical assistance Medical Assistance shall be back-dated to the appropriate date.

B) If income or assets increase and, as a result, the client has not produced proof of incurred medical expenses equal to the new spend-down obligation, the written notification of the new spend-down amount will also inform the client that he or she will no longer receive a Mediplan Medical Eligibility Card and eligibility for medical assistance Medical Assistance will be interrupted until proof of medical expenses equal to the new spend-down obligation is produced.

(Source: Amended at 19 Ill. Reg. 11931, effective

—AUG 1 1995—)

## SECRETARY OF STATE

## NOTICE OF ADOPTED RULES

- 1) Heading of the Part: Certificates of Title, Registration of Vehicles
- 2) Code Citation: 92 Ill. Adm. Code 1010
- 3) Section Numbers: Adopted Action:  
1010.457 New Section
- 4) Statutory Authority: Implementing Chapter 3 and authorized by Section 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois Vehicle Code [625 ILCS 5/Ch. 3 and 2-104(b)].
- 5) Effective Date of Rulemaking: August 1, 1995
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 1, 1995
- 9) Notice of Proposal Published in Illinois Register: 19 Ill. Reg. 5460, April 14, 1995
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version:

1. Substituted brackets for parenthetical expression in ILCS citations.
2. Table of contents: Section 101.457 corrected the heading to agree with the Section heading in the text.
3. Deleted the comma within the effective date blank.
4. Source Note: Added "3 Ill. Reg. 12".
5. Added Subpart heading.
6. Section 1010.457: Add Section source note "Added at".
7. Section 1010.457(a) and (b), deleted period before citation.
8. Section 1010.457(a) changed "or husbandry" to "of husbandry".
9. Section 1010.457(a) changed "the" to "those".
10. Section 1010.457(b) changed "and" to "within the".

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## NOTICE OF ADOPTED RULES

11. Section 1010.457(b) changed "Veteran" to "Veterans".
12. Section 1010.457(b) changed "Way" to "War".
13. Section 1010.457(b) added "and July 27, 1954" after "1950".
14. Section 1010.457(b) changed "there to" to "thereto".
15. Section 1010.457(d) added "fee" before "plus".
16. Section 1010.457(e)(1) changed "with" to "within".
17. Section 1010.457(f) changed "application" to "applications".
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The amendment will adjust and modify this section to accommodate changes in the current method of doing business.
- 16) Information and questions regarding this adopted rule shall be directed to:

Robert E. Powers  
Assistant Counsel  
Secretary of State's Office  
298 Howlett Building  
Springfield, IL 62756  
(217) 785-3094

The full text of the Adopted Rule begins on the next page:

## SECRETARY OF STATE

## NOTICE OF ADOPTED RULES

TITLE 92: TRANSPORTATION  
CHAPTER II: SECRETARY OF STATE

## PART 1010

## CERTIFICATES OF TITLE, REGISTRATION OF VEHICLES

## SUBPART A: DEFINITIONS

Section  
1010.10  
1010.20

Owner--Application of Term  
Secretary and Department

## SUBPART B: TITLES

Section  
1010.110

Salvage Certificate--Additional Information Required to Accompany Application for a Certificate of Title for a Rebuilt or a Restored Vehicle Upon Surrendering Salvage Certificate  
Salvage Certificate--Assignments and Reassignments  
Exclusiveness of Lien on Certificate of Title  
Documents Required to Title and Register Imported Vehicles Not Manufactured in Conformity with Federal Emission or Safety Standards  
Transferring Certificates of Title Upon the Owner's Death  
Repossession of Vehicles by Lienholders and Creditors  
Junking Notification

Section  
1010.210  
1010.220  
1010.230  
1010.240  
1010.250

Application for Registration  
Vehicles Subject to Registration--Exceptions  
Refusing Registration or Certificate of Title  
Registration Plates To Be Furnished By The Secretary of State  
Applications For Reassignment

## SUBPART D: REVOCATION, SUSPENSION AND CANCELLATION OF REGISTRATION

Section  
1010.300

Operation of Vehicle after Cancellation, Suspension, or Revocation of any Registration  
Improper Use of Evidences of Registration  
Suspension, Cancellation or Revocation of Illinois Registration Plates and Cards and Titles  
Operation of Vehicle Without Proper Illinois Registration  
Suspension or Revocation  
Surrender of Plates, Decals or Cards

## SUBPART E: SPECIAL PERMITS AND PLATES

## SECRETARY OF STATE

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Section  
1010.410  
1010.420  
1010.425  
1010.426  
1010.430  
1010.440  
1010.450  
1010.451  
1010.452  
1010.453  
1010.454  
1010.455  
1010.456  
1010.457  
1010.460  
1010.470  
1010.480

Temporary Registration--Individual Transactions  
Temporary Permit Pending Registration In Illinois  
Non-Resident Drive-Away Permits  
Five Day Permits  
Registration Plates for Motor Vehicles Used for Transportation of Persons for Compensation and Tow Trucks  
Title and Registration of Vehicles with Permanently Mounted Equipment  
Special Plates  
Purple Heart License Plates  
Special Event License Plates  
Retired Armed Forces Licenses Plates  
Gold Star License Plates  
Collectible License Plates  
Sample License Plates For Motion Picture and Television Studios  
Korean War Veteran License Plates  
Special Plates for Members of the United States Armed Forces Reserves  
Dealer Plate Records  
State of Illinois In-Transit Plates

## SUBPART F: FEES

Section  
1010.510  
1010.520  
1010.530  
1010.540

Determination of Registration Fees  
When Fees Returnable  
Circuit Breaker Registration Discount  
Maximum Fees for Distribution of Motor Vehicle Renewal Plates and/or Stickers

## SUBPART G: MISCELLANEOUS

Section  
1010.610  
1010.620

Unlawful Acts, Fines and Penalties  
Change of Engine

## SUBPART H: SECOND DIVISION VEHICLES

Section  
1010.705  
1010.710  
1010.715  
1010.720  
1010.725  
1010.730  
1010.735  
1010.740

Reciprocity  
Vehicle Proration  
Proration Fees  
Vehicle Apportionment  
Trip Leasing  
Intrastate Movements, Foreign Vehicles  
Interline Movements  
Trip and Short-term Permits



## SECRETARY OF STATE

## NOTICE OF ADOPTED RULES

- 1010.745 Signal 30 Permit for Foreign Registration Vehicles (Repealed)
- 1010.750 Signal 30-Year-round for Prorated Fleets of Leased Vehicles (Repealed)
- 1010.755 Mileage Tax Plates
- 1010.756 Suspension or Revocation of Illinois Mileage Weight Tax Plates
- 1010.760 Transfer for "For-Hire" Loads
- 1010.765 Suspension or Revocation of Exemptions as to Foreign Registered Vehicles
- 1010.770 Required Documents for Trucks and Buses to detect "intrastate" movements
- 1010.775 Certificate of Safety

# APPENDIX A Uniform Vehicle Registration Proration and Reciprocity Agreement

## APPENDIX B International Registration Plan

**AUTHORITY:** Implementing Chapter 3 and authorized by Section 2-104(b) of the Illinois Vehicle Title & Registration Law of the Illinois Vehicle Code [625 ILCS 5/Ch. 3 and 2-104(b)].

**SOURCE:** Filed and effective December 15, 1970; emergency amendments at 2 Ill. Reg. 25, p. 119, effective June 14, 1978, for a maximum of 150 days; amended at 3 Ill. Reg. 12, p. 76, effective March 23, 1979; amended at 3 Ill. Reg. 29, p. 123, effective July 20, 1979; amended at 4 Ill. Reg. 17, p. 247, effective April 11, 1980; emergency amendments at 4 Ill. Reg. 21, p. 99, effective May 14, 1980, for a maximum of 150 days; amended at 6 Ill. Reg. 2241, effective February 1, 1982; amended at 6 Ill. Reg. 11076, effective August 26, 1982; codified at 6 Ill. Reg. 12674; amended at 7 Ill. Reg. 1432, effective January 21, 1983; amended at 7 Ill. Reg. 1436, effective January 21, 1983; amended at 8 Ill. Reg. 5329, effective April 6, 1984; amended at 9 Ill. Reg. 3358, effective March 1, 1985; amended at 9 Ill. Reg. 9176, effective May 30, 1985; amended at 9 Ill. Reg. 12863, effective August 2, 1985; amended at 9 Ill. Reg. 14711, effective September 13, 1985; amended at 10 Ill. Reg. 1243, effective January 6, 1986; amended at 10 Ill. Reg. 4245, effective February 26, 1986; amended at 10 Ill. Reg. 14308, effective August 19, 1986; recodified at 11 Ill. Reg. 15920; amended at 12 Ill. Reg. 14711, effective September 15, 1988; amended at 12 Ill. Reg. 15193, effective September 15, 1988; amended at 13 Ill. Reg. 1598, effective February 1, 1989; amended at 13 Ill. Reg. 5173, effective April 1, 1989; amended at 13 Ill. Reg. 7965, effective May 15, 1989; amended at 13 Ill. Reg. 15102, effective September 15, 1989; amended at 14 Ill. Reg. 4560, effective March 1, 1990; amended at 14 Ill. Reg. 6848, effective April 18, 1990; amended at 14 Ill. Reg. 9492, effective June 1, 1990; amended at 14 Ill. Reg. 19066, effective November 15, 1990; amended at 15 Ill. Reg. 12782, effective August 15, 1991; amended at 16 Ill. Reg. 12587, effective August 1, 1992; amended at 19 Ill. Reg. **11947**, effective **AUG 01 1995**.

SUBPART E: SPECIAL PERMITS AND PLATES

## SECRETARY OF STATE

## NOTICE OF ADOPTED RULES

# Section 1010.457 Korean War Veteran License Plates

- a) For purposes of this Section, the following definitions shall apply: "First Division" vehicles - motor vehicles which are designed for carrying of not more than 10 (ten) persons as defined in Section 1-146 of the Illinois Vehicle Code [625 ILCS 5/1-146]. "Second Division" vehicles - motor vehicles which are designed for carrying more than 10 (ten) persons, those motor vehicles designed or used for living quarters, those motor vehicles which are designed for pulling or carrying freight, cargo, or implements of husbandry, and those motor vehicles of the First Division remodelled for use and used as motor vehicles of the Second Division as defined in Section 1-146 of the Illinois Vehicle Code [625 ILCS 5/1-146].
- b) Any resident of the State of Illinois who participated in the United States Armed Forces during the Korean War may apply for a Korean War Veteran registration plate in accordance with Section 3-626 of the Illinois Vehicle Code [625 ILCS 5/3-626]. An applicant wishing to obtain Korean War Veteran plates shall submit proof of military service between June 27, 1950 and January 31, 1995 within the territorial limits of Korea or in waters immediately adjacent thereto or has been issued the Korean War Service Medal. Proof shall consist of a copy of his/her discharge from the military (DD214) indicating applicant received a Korean War Service Medal (KSM) or a "letter of verification" from the Illinois Department of Veterans' Affairs. These special registration plates shall only be issued for first division vehicles, second division vehicles weighing 8,000 pounds or less, and recreational vehicles as defined by Section 1-169 of the Illinois Vehicle Code [625 ILCS 5/1-169].
- d) Applicants shall also submit a \$15 (fifteen dollar) fee plus the statutory annual registration fee as specified in Section 3-806 of the Illinois Vehicle Code. The applicant shall also pay an additional \$2 (two dollar) fee at each renewal.
- e) In order to obtain Korean War Veteran plates:
- 1) If the present Illinois license plates expire within sixty (60) days, upon receipt of the preprinted renewal application, the applicant shall submit the proper documentation as cited in subsection (b) of this Section, the annual registration fee as specified in Section 3-806 of the Illinois Vehicle Code, plus original issuance fee of \$15 as prescribed under Section 3-626 of the Illinois Vehicle Code; or
  - 2) If the present plates do not expire within sixty (60) days, the applicant shall submit an Application for Vehicle Title and Registration (VSD190.12A) indicating the current registration identification card, verification as required in subsection (b), and the original issuance fee of \$15. The applicant shall also pay a reclassification fee as provided in Section 3-802 of the Illinois Vehicle Code.
- f) All applications and inquiries regarding the Korean War Veteran plates

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should be directed to the following:

Office of the Secretary of State  
Non-Standard Plates Section  
Room 539, Michael Howlett Building  
Springfield, Illinois 62756

(Source: Added at 19 Ill. Reg. **11947**, effective  
**AUG. 01 1995**)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Pay Plan
- 2) Code Citation: 80 Ill. Adm. Code 310
- 3) Section Numbers: Proposed Action:

310.530	Amended
310.540	Amended
310.Appendix C	Amended
310.Appendix D	Amended
310.Appendix G	Amended
- 4) Statutory Authority: Authorized by Sections 8 and 8a of the Personnel Code [20 ILCS 415/8 and 8a].
- 5) Effective Date of Amendment: August 1, 1995
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which they expire: The emergency amendment will extend to the full 150 days.
- 7) Date Filed in Agency's Principal Office: August 1, 1995
- 8) Reason for Emergency: This emergency filing is necessary to implement the Pay Plan changes for Fiscal Year 1996 affecting the Merit Compensation System Salary Schedule.
- 9) A Complete Description of the Subjects and Issues Involved: The Department of Central Management Services is filing an emergency amendment to implement the Fiscal Year 1996 Pay Plan changes that affect those employees subject to the Merit Compensation Plan. The following Sections are being amended:

In Section 310.530 and 310.540, the dates are being revised to reflect the new fiscal year.

In Section 310.Appendixes C and D, the Medical Administrator Rates and the Merit Compensation System Salary Schedule, the salary ranges for those employees subject to the Merit Compensation Section of the Pay Plan are being increased by 3% at the maximum salaries for Fiscal Year 1996. The "Merit Pay Zone Limit" is being adjusted to maintain the same differential above the maximum salary.

In Section 310.Appendix G, Senior Public Service Administrator Salary Schedule, the salary ranges are being revised by 3% at the maximum salaries for Fiscal Year 1996.
- 10) Are there any proposed amendments to this Part Pending? No

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES  
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND

POSITION CLASSIFICATIONS

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310  
PAY PLAN

SUBPART A: NARRATIVE

Section	Policy and Responsibilities
310.20	Jurisdiction
310.30	Pay Schedules
310.40	Definitions
310.50	Conversion of Base Salary to Pay Period Units
310.60	Conversion of Base Salary to Daily or Hourly Equivalents
310.70	Increases in Pay
310.80	Decreases in Pay
310.90	Other Pay Provisions
310.100	Implementation of Pay Plan Changes for Fiscal Year 1996
310.110	Interpretation and Application of Pay Plan
310.120	Effective Date
310.130	Reinstitution of Within Grade Salary Increases
310.140	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, Effective July 1, 1984 (Repealed)
310.150	

SUBPART B: SCHEDULE OF RATES

Section	Introduction
310.205	Prevailing Rate
310.210	Negotiated Rate
310.220	Part-Time Daily or Hourly Special Services Rate
310.230	Hourly Rate
310.240	Member, Patient and Inmate Rate
310.250	Trainee Rate
310.260	Legislated and Contracted Rate
310.270	Designated Rate
310.280	Out-of-State or Foreign Service Rate
310.290	Educator Schedule for RC-063 and HR-010
310.300	Physician Specialist Rate
310.310	Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.320	Excluded Classes Rate (Repealed)
310.330	

SUBPART C: MERIT COMPENSATION SYSTEM

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

11) Statement of Statewide Policy Objectives: This rulemaking does not affect local government units.

12) Information and questions regarding these amendments shall be directed to:

Mr. Michael Murphy  
Department of Central Management Services  
Division of Technical Services  
504 Stratton Building  
Springfield, IL 62706  
(217) 782-5601

The full text of the emergency amendments begins on the next page:



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF EMERGENCY AMENDMENT

Section	Jurisdiction
310.410	Objectives
310.420	Responsibilities
310.430	Merit Compensation Salary Schedule
310.440	Procedures for Determining Annual Merit Increases
310.450	Intermittent Merit Increase
310.455	Merit Zone
310.456	Other Pay Increases
310.460	Adjustment
310.470	Decreases in Pay
310.480	Other Pay Provisions
310.490	Public Service Administrator Class Series
310.495	Definitions
310.500	Conversion of Base Salary to Pay Period Units
310.510	Conversion of Base Salary to Daily or Hourly Equivalents
310.520	Implementation
310.530	Annual Merit Increase Guidechart for Fiscal Year 1996 1995
EMERGENCY	
310.540	Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)
EMERGENCY	
310.550	

APPENDIX A	Negotiated Rates of Pay
TABLE A	HR-190 (Department of Central Management Services - State of Illinois Building - SEIU)
TABLE B	HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C	RC-069 (Firefighters, AFSCME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, IFPE)
TABLE H	RC-006 (Corrections Employees, AFSCME)
TABLE I	RC-009 (Institutional Employees, AFSCME)
TABLE J	RC-014 (Clerical Employees, AFSCME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	RC-008 (Boilermakers)
TABLE M	RC-110 (Conservation Police Lodge)
TABLE N	RC-010 (Professional Legal Unit, AFSCME)
TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, IFPE)
TABLE Q	RC-033 (Meat Inspectors, IFPE)
TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)
TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections, Meet and Confer Employees)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF EMERGENCY AMENDMENT

TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)
APPENDIX B	Schedule of Salary Grades - Monthly Rates of Pay for Fiscal Year 1996
APPENDIX C	Medical Administrator Rates for Fiscal Year 1996 1995
APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 1996 1995
EMERGENCY	
APPENDIX E	Teaching Salary Schedule (Repealed)
APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)
APPENDIX G	Public Service Administrator Class Series Salary Schedule
EMERGENCY	
AUTHORITY:	Implementing and authorized by Sections 8 and 8a of the Personnel Code (20 ILCS 415/8 and 8a).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill.

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## NOTICE OF EMERGENCY AMENDMENT

Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; peremptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at 14 Ill. Reg. 615, effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; peremptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; peremptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990;

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF EMERGENCY AMENDMENT

amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; peremptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; peremptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 28, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992; emergency amendment at 16 Ill. Reg. 8239, effective May 19, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 8382, effective May 26, 1992; emergency amendment at 16 Ill. Reg. 13950, effective August 19, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14452, effective September 4, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 238, effective December 23, 1992; peremptory amendment at 17 Ill. Reg. 498, effective December 18, 1992; amended at 17 Ill. Reg. 590, effective January 4, 1993; amended at 17 Ill. Reg. 1819, effective February 2, 1993; amended at 17 Ill. Reg. 6441, effective April 8, 1993; emergency amendment at 17 Ill. Reg. 12900, effective July 22, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 13409, effective July 29, 1993; emergency amendment at 17 Ill. Reg. 13789, effective August 9, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 14666, effective August 26, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 19103, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 21858, effective December 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 22514, effective December 15, 1993; amended at 18 Ill. Reg. 227, effective December 17, 1993; amended at 18 Ill. Reg. 1107, effective January 18, 1994; amended at 18 Ill. Reg. 5146, effective March 21, 1994; peremptory amendment at 18 Ill. Reg. 9562, effective June 13, 1994; emergency amendment at 18 Ill. Reg. 11299, effective July 1, 1994, for a maximum of 150 days; peremptory amendment at 18 Ill. Reg. 13476, effective August 17, 1994; emergency amendment at 18 Ill. Reg. 14417, effective September 9, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 16545, effective October 31, 1994; peremptory amendment at 18 Ill. Reg. 16708, effective October 28, 1994; amended at 18 Ill. Reg. 17191, effective November 21, 1994; amended at 19 Ill. Reg. 1024, effective January 24, 1995; peremptory amendment at 19 Ill. Reg. 2481, effective February 17, 1995; peremptory amendment at 19 Ill. Reg. 3073, effective February 17, 1995; amended at 19 Ill. Reg. 3456, effective March 7, 1995; peremptory amendment at 19 Ill. Reg. 5145, effective March 14, 1995; amended at 19 Ill. Reg. 6452, effective May 2, 1995; peremptory amendment at 19 Ill. Reg. 6688, effective May 1, 1995; amended at 19 Ill. Reg. 7841, effective June 1, 1995; amended at 19 Ill. Reg. 8156, effective June 12, 1995; amended at 19 Ill. Reg. 9096, effective June 27, 1995; emergency amendment at 19 Ill. Reg.



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF EMERGENCY AMENDMENT

**11954**, effective August 1, 1995, for a maximum of 150 days.

## SUBPART C: MERIT COMPENSATION SYSTEM

## Section 310.530 Implementation

EMERGENCY

- a) The salary schedule for the Merit Compensation System for Fiscal Year 1996 1995 is as set forth in Appendix D of the Pay Plan.
- b) The Merit Increase Guidechart for Fiscal Year 1996 1995 is as set forth in Section 310.540 of the Pay Plan.
- c) Any employee with a performance review date of July 1 or August 1, ~~August 1--or--September--1~~ will have his or her salary increase determined by the use of the Merit Compensation Guidechart for Fiscal Year 1996. The increase will be dated August 16, 1995 ~~September--16~~ 1994, and a lump sum will be provided as if this resultant salary were effective on the original performance review date. The creditable service date will be adjusted to return to the regular anniversary month.

(Source: Emergency amendment at 19 Ill. Reg. \_\_\_\_\_, effective August 1, 1995, for a maximum of 150 days)

## Section 310.540 Annual Merit Increase Guidechart for Fiscal Year 1996 1995

EMERGENCY

Category	Definition	Increase
Category 1	Superior	\$125 + 2% to 4%
Category 2	Exceeds Expectations	\$125 + 0% to 2%
Category 3	Meets Expectations	\$125
Category 4	Needs Improvement	0%
Category 5	Unacceptable	0%

(Source: Emergency amendment at 19 Ill. Reg. **11954**, effective August 1, 1995, for a maximum of 150 days)

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## NOTICE OF EMERGENCY AMENDMENT

Section 310.APPENDIX C Medical Administrator Rates for Fiscal Year 1996 1995  
EMERGENCY

Title	Minimum Salary	Midpoint Salary	Maximum Salary
Medical Administrator I, Option C	6,646	8,084	9,522
Medical Administrator I, Option D	7,421	8,901	10,381
Medical Administrator II, Option C	7,181	8,647	10,113
Medical Administrator II, Option D	8,247	9,777	11,307
Medical Administrator III	8,539	10,215	11,891
Medical Administrator IV	8,678	10,354	12,030
Medical Administrator V	8,817	10,496	12,175
Medical-Administrator- <del>iv</del> Option-C	67646	79445	97244
Medical-Administrator- <del>iv</del> Option-B	77421	87750	107079
Medical-Administrator- <del>iv</del> Option-C	87752	107080	1267948
Medical-Administrator- <del>iv</del> Option-B	77181	87499	97817
Medical-Administrator- <del>iv</del> Option-B	87172	1077988	1177804
Medical-Administrator- <del>iv</del> Option-B	97247	97612	107977
Medical-Administrator- <del>iv</del> Option-B	987964	1157344	117724
Medical-Administrator- <del>iv</del> Option-B	97539	107042	117545
Medical-Administrator- <del>iv</del> Option-B	1077460	1207504	1307540
Medical-Administrator- <del>iv</del> Option-B	87678	107179	117680
Medical-Administrator- <del>iv</del> Option-B	1047136	1227148	1407160
Medical-Administrator- <del>iv</del> Option-B	97817	107310	117819
Medical-Administrator- <del>iv</del> Option-B	1057804	1237016	1417820

The rates of pay for physicians occupying or appointed to a position in the Medical Administrator classes shall be as listed in the above schedule. All



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NOTICE OF EMERGENCY AMENDMENT

provisions of Subpart C of the Pay Plan, Merit Compensation System will apply to the Medical Administrator positions.

(Source: Emergency amendment at 19 Ill. Reg. 11954, effective August 1, 1995, for a maximum of 150 days)

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Section 310.APPENDIX D Merit Compensation System Salary Schedule for Fiscal Year 1996 1995  
EMERGENCY

Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit Pay Zone Limit
MC 01	1,760	2,271	2,782	2,921
MC 02	1,836	2,386	2,936	3,083
MC 03	1,924	2,524	3,124	3,280
MC 04	2,012	2,642	3,272	3,436
MC 05	2,112	2,794	3,476	3,650
MC 06	2,218	2,936	3,654	3,837
MC 07	2,336	3,114	3,892	4,087
MC 08	2,462	3,303	4,144	4,351
MC 09	2,602	3,486	4,370	4,589
MC 10	2,749	3,712	4,675	4,909
MC 11	2,903	3,940	4,977	5,226
MC 12	3,083	4,204	5,325	5,591
MC 13	3,291	4,493	5,695	5,980
MC 14	3,520	4,823	6,126	6,432
MC 15	3,779	5,172	6,565	6,893
MC 16	4,045	5,556	7,067	7,420
MC 17	4,365	5,997	7,629	8,010
MC 18	4,705	6,264	7,823	8,214
MC 19	5,082	6,543	8,004	8,404
ME-1	17760	27230	37700	37035
ME-2	21720	26760	32740	34700
ME-3	17036	27343	37050	37993
ME-4	227032	307116	347200	357016
ME-5	17924	27470	37032	37104
ME-6	237000	297736	367304	307200
ME-7	27012	27594	37176	37335
ME-8	247144	317120	307112	407020
ME-9	27112	27743	37374	37543
ME-10	257344	327916	407400	427516
ME-11	27210	27003	37540	37725
ME-12	267616	347596	427576	447700
ME-13	27336	37057	37770	37967
ME-14	207032	367604	457336	477604
ME-15	27462	37242	47022	47223
ME-16	297544	307904	407264	507676
ME-17	27602	37422	47242	47454
ME-18	317224	417004	507904	537440
ME-19	37749	37644	47539	47766
ME-20	327900	437720	547460	577192
ME-21	37903	37067	47031	57073



## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENT

1) Heading of the Part: Designation of Restricted Waters in the State of Illinois

2) Code Citation: 17 Ill. Adm. Code 2030

3) Section Numbers: 2030.30  
Emergency Action: Amendment

4) Statutory Authority: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act [625 ILCS 45/5-7 and 5-12].

5) Effective Date of Emergency Amendment: August 3, 1995

6) If this emergency amendment is to expire before the end of the 15-day period, please specify the date on which it is to expire: This emergency amendment will remain in effect for the 150-day period.

7) Date filed in Agency's Principal Office: August 3, 1995

8) Reason for Emergency: Due to the small size (144 acres) and shallow depth (average 7 feet) of Griswold Lake and the high use by both boaters and non-boaters (swimmers, waders, shore use), allowing motor sizes larger than 10 horsepower constitutes a serious threat to public safety and welfare.

9) A Complete Description of the Subjects and Issues Involved: This Lake came under the jurisdiction and control of the Department of Natural Resources (DNR) on July 1, 1995, when the Division of Water Resources became part of the DNR. Petitions to restrict horsepower to 20 or less, and petitions to allow unlimited horsepower were received by the DNR. An investigation was completed and a public hearing was held. The Department's finding was that the 10 horsepower restriction is necessary for protection of both the boat users and the non-boat users, and the protection should be instituted immediately.

10) Are there any proposed amendments to this Part pending? No

11) Statement of Statewide Policy Objectives: These rules do not create or expand a state mandate.

12) Information and questions regarding this amendment shall be directed to:

Jack Price  
Department of Natural Resources  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787  
217/782-1809

## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENT

The full text of the emergency amendment begins on the next page:



## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENT

## TITLE 17: CONSERVATION

## CHAPTER I: DEPARTMENT OF CONSERVATION

## SUBCHAPTER e: LAW ENFORCEMENT

## PART 2030

## DESIGNATION OF RESTRICTED WATERS IN THE STATE OF ILLINOIS

## Section

2030.10 General Regulations

2030.10 General Regulations (Repealed)

2030.15 Designation of Restricted Waters by the Department of Conservation

2030.20 Region I - Designated Restricted Boating Areas

2030.30 Region II - Designated Restricted Boating Areas

**EMERGENCY**

2030.40 Region III - Designated Restricted Boating Areas

2030.50 Region IV - Designated Restricted Boating Areas

2030.60 Region V - Designated Restricted Boating Areas (Repealed)

2030.70 Riverboat Gambling Casinos - Designated Restricted Boating Areas

**AUTHORITY:** Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act [625 ILCS 45/5-7 and 5-12].

**SOURCE:** Adopted at 5 Ill. Reg. 8763, effective August 25, 1981; codified at 5, Ill. Reg. 10617; amended at 9 Ill. Reg. 4789, effective April 2, 1985; amended at 11 Ill. Reg. 9519, effective May 5, 1987; emergency amendments at 12 Ill. Reg. 8745, effective May 15, 1988, for a maximum of 150 days; emergency expired September 20, 1988; emergency amendments at 12 Ill. Reg. 12111, effective July 6, 1988, for a maximum of 150 days; emergency expired December 12, 1988; amended at 12 Ill. Reg. 16707, effective September 30, 1988; amended at 12 Ill. Reg. 20472, effective November 28, 1988; corrected at 13 Ill. Reg. 967; emergency amendment at 13 Ill. Reg. 2878, effective February 21, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 12814, effective July 21, 1989; amended at 16 Ill. Reg. 8483, effective May 26, 1992; amended at 19 Ill. Reg. 7549, effective May 26, 1995; emergency amendment at 19 Ill. Reg. **11967**, effective August 3, 1995, for a maximum of 150 days.

**Section 2030.30 Region II - Designated Restricted Boating Areas****EMERGENCY**

a) The following portions of the Calumet and Little Calumet Rivers are designated as Slow, No Wake areas:

- 1) An area from the O'Brien Locks to the Michigan Central Railroad Bridge (approximately mile 326.5 to 325.3).
- 2) An area around the Pier 11 Marina and the Lake Calumet Boat and Gun Club (approximately mile 323.2 to 323.1).
- 3) An area around the Maryland Manor Boat Club, Skipper's Marina, and Rentner Marina (approximately mile 323.0 to 322.5).
- 4) An Area around Triplex Marina (approximately mile 319.9 to 319.8).

## DEPARTMENT OF CONSERVATION

## NOTICE OF EMERGENCY AMENDMENT

b) The following portions of the Des Plaines River are designated as Slow, No Wake areas:

- 1) An area around the Bay Hill Marina, Wilmington, Illinois (approximately mile 273.7), extending 150 feet out into the river and 300 feet both upstream and downstream from the center of the Marina.

- 2) An area around the Three Rivers Yacht Club, Wilmington, Illinois (approximately mile 273.7), extending 150 feet from the harbor entrance.

c) The following portion of the Fox River is designated as a Slow, No Wake area:

- An area within 150 feet upstream and downstream of the I-90 bridge.

d) The following portions of Lake Michigan are designated as No Boat areas:

- 1) An area at North Point Marina, located off the northern breakwater, running 200 yards parallel to the shoreline and 100 yards out into the lake.
- 2) An area at Illinois Beach State Park, located between the park office and the #3 bathhouse, running parallel to the shoreline and 70 yards out into the lake.

e) It shall be unlawful to operate any watercraft with a motor larger than ten (10) horsepower on the waters of Grisswald Lake in McHenry County.

(Source: Emergency amendment at 19 Ill. Reg. **11967**, effective August 3, 1995, for a maximum of 150 days)

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## NOTICE OF EMERGENCY RULES

1) Heading of the Part: Registration of Voters for Federal Elections Only

2) Code Citation: 26 Ill. Adm. Code 215

3) Sections Numbers: Emergency Action:

215.10	New Section
215.20	New Section
215.30	New Section
215.40	New Section
215.50	New Section
215.60	New Section
215.70	New Section
215.80	New Section
215.90	New Section
215.100	New Section
215.Exhibit A	New Section
215.Exhibit B	New Section
215.Exhibit C	New Section
215.Exhibit D	New Section
215.Exhibit E	New Section
215.Exhibit F	New Section
215.Exhibit G	New Section
215.Exhibit H	New Section
215.Exhibit I	New Section
215.Exhibit J	New Section

4) Statutory Authority: Implementing the National Voter Registration Act of 1993 (42 U.S.C. 1973gg et seq.) and authorized by Article 1, Section 4 of the United States Constitution and by Sections 1A-8(4), (9) and (12) of the Illinois Election Code [10 ILCS 5/1A-8(4), (9) and (12)].

5) Effective Date: August 8, 1995

6) If these emergency rules are to expire before the end of the 150 day period, please specify the date on which they are to expire: The emergency rules will expire on the date of adoption of rules under the ordinary rulemaking process.

7) Date Filed in Agency's Principal Office: August 1, 1995

8) Reason for Emergency: The Order of the District Court entered March 28, 1995, affirmed by the United States Court of Appeals for the 7th Circuit on June 5, 1995, requires Illinois to implement the National Voter Registration Act of 1993 (42 U.S.C. 1973gg et seq.) ("NVRA") for federal elections only. The effective date of the NVRA for Illinois was January 1, 1995. Illinois is thus presently out of compliance with NVRA. Effective immediately Illinois election authorities are required to begin

## STATE BOARD OF ELECTIONS

## NOTICE OF EMERGENCY RULES

as expeditiously as possible to register voters to vote in federal elections under the terms provided by the NVRA. The present provisions of Illinois law do not afford a means of insuring that compliance with NVRA will result in general and uniform laws governing the registration and conduct of election unless appropriate rules are immediately adopted.

9) A Complete Description of the Subjects and Issues Involved: The emergency rules, comprising an entirely new Part of Title 26 of the Illinois Administrative Code, provide (1) a set of procedures for registering voters to vote in elections for federal offices only; (2) a set of standards for removing voters from eligibility to vote for federal offices; (3) a set of procedures for voting for federal office only by persons whose addresses have changed and for updating registration information of such persons; (4) forms to facilitate both the registration of voters to vote in elections for federal offices only and for the maintenance of eligibility lists of such voters; and (5) requirements and procedures for recordkeeping under NVRA. The voter registration procedures set out in the new Part are in addition to means provided in the Election Code [10 ILCS 5] for registering to vote in all elections, including those for federal office, and do not affect the voter registration of persons already registered to vote in Illinois, except to redefine the circumstances under which a voter loses his or her eligibility to vote in federal elections.

10) Are there any other proposed amendments pending on this Part? No

11) Statement of Statewide Policy Objectives: The emergency rules adopted here may affect local governments falling within the definition of Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)] by increasing administrative costs to election authorities, including county clerks and boards of election commissioners. Such costs incidental to the conduct of elections for federal office may, in the decision of the Court of Appeals for the 7th Circuit in *ACORN v Edgar*, et al. (95-1800, June 5, 1995), be imposed upon states by the Congress under Article 1, Section 4 of the United States Constitution. The emergency rules adopted here pass some, but not all, of those costs on to election authorities as necessarily incident to the tasks only election authorities may and do by law perform. Because the requirements of NVRA must be met, modification of existing voter registration practice is unavoidable. By promulgating these emergency rules the State Board of Elections has acted to insure Illinois' constitutional requirement of uniformity in the election laws of Illinois, without which rules that uniformity could not be guaranteed. In drafting the emergency rules the State Board of Elections has attempted to minimize the costs of recordkeeping, printing, and postage that can be expected to constitute the bulk of any additional costs the emergency rules impose.

12) Information and Questions Regarding this Emergency Amendment Shall be Directed to:

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## NOTICE OF EMERGENCY RULES

State Board of Elections  
 A. L. Zimmer, General Counsel  
 James R. Thompson Center  
 100 West Randolph Street  
 Suite 14-100  
 Chicago, IL 60601  
 (312) 814-6477

The full text of the Emergency Rules begins on the next page:

## STATE BOARD OF ELECTIONS

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TITLE 26: ELECTIONS  
 CHAPTER I: STATE BOARD OF ELECTIONS

## PART 215

## REGISTRATION OF VOTERS FOR FEDERAL ELECTIONS ONLY

Section	Applicability
215.10	EMERGENCY
215.20	Definitions
EMERGENCY	Receipt of Voter Registration Applications to Vote for Federal Office Only
215.30	EMERGENCY
EMERGENCY	Maintaining Voter Records
215.40	EMERGENCY
215.50	EMERGENCY
EMERGENCY	Cancelling Voter Registration Application for Federal Office Only
215.60	Forms
EMERGENCY	Processing Voter Registration Applications for Federal Office Only
215.70	EMERGENCY
EMERGENCY	Documenting Transactions
215.80	EMERGENCY
215.90	Voting for Federal Office Only
EMERGENCY	Designation of Chief State Election Official
215.100	EMERGENCY
215 Exhibit A	Voter Registration Application - Illinois - Federal Office Only
EMERGENCY	215 Exhibit B Voter Registration Information
EMERGENCY	215 Exhibit C Voter Registration Application Transmittal
EMERGENCY	215 Exhibit D Address Verification
EMERGENCY	215 Exhibit E Disposition of Registration
EMERGENCY	215 Exhibit F Voter Identification Card
EMERGENCY	215 Exhibit G Confirmation of Address
EMERGENCY	215 Exhibit H Registration Deadline Notice
EMERGENCY	215 Exhibit I Affidavit of Voter Having a Change of Address
EMERGENCY	215 Exhibit J Address Correction for Fail Safe Voter



## STATE BOARD OF ELECTIONS

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## EMERGENCY

**AUTHORITY:** Implementing the National Voter Registration Act of 1993 (42 U.S.C. 1973gg et seq.) and authorized by Sections 1A-8(4), (9) and (12) of the Election Code [10 ILCS 5/1A-8(4), (9) and (12)].

**SOURCE:** Emergency adoption at 19 Ill. Reg. **11971**, effective August 8, 1995, for a maximum of 150 days.

## Section 215.10 Applicability

## EMERGENCY

- a) This Part implements The National Voter Registration Act of 1993 (42 U.S.C. Section 1973gg, et seq.).
- b) The requirements and procedures contained in this Part apply to election authorities accepting or transmitting Voter Registration Applications for Federal Office Only under the provisions of The National Voter Registration Act of 1993 and/or maintaining voter registration records under the provisions of Articles 4, 5, 6, and 6A of the Election Code.
- c) The provisions of this Part are additional to any other method or provision for registration to vote contained in the Illinois Election Code [10 ILCS 5].
- d) Unless a specific provision to the contrary is made by this Part, the requirements of the Election Code otherwise applicable to voter registration cards are applicable to Voter Registration Applications for Federal Office Only.

## Section 215.20 Definitions

## EMERGENCY

- a) "Applicant" -- An applicant for purposes of this Part is a person who:
  - 1) applies in person to request the Secretary of State of Illinois to issue a driver's license, including renewals, and change of address, or an identification card;
  - 2) signs a request to receive public assistance or to renew a request for public assistance, or certifies that he or she remains eligible for public assistance from a township government in counties under township organization, or from the county commissioners of a county not under township organization;
  - 3) meets the definition of an applicant under the statutes or rules which govern the administration of certain social services programs administered by designated agencies of the State of Illinois; or
  - 4) submits directly to an election authority a Voter Registration Application for Federal Office Only designed by the Illinois State Board of Elections or the National Mail Voter Registration Booklet designed by the United States Federal Election

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## Commission.

- b) "Application" or "Voter Registration Application for Federal Office Only" -- An application or Voter Registration Application for Federal Office Only, for the purposes of this Part, is an Illinois Voter Registration Application for Federal Office Only designed by the Illinois State Board of Elections or the National Mail Voter Registration Booklet designed by the United States Federal Election Commission or a document with identical purpose and conforming to the requirements of the National Voter Registration Act of 1993 and this Part generated by the Illinois Secretary of State or by a designated agency.
- c) "County" -- County includes parish in the State of Louisiana.
- d) "Deputy Registrar" -- A deputy registrar is a person appointed by an election authority for the limited and particular purpose of registering persons to vote in all elections in Illinois by use of the triplicate registration card. For purposes of this Section "deputy registrar" does not include an employee or contractor of the Secretary of State, designated agency, or township supervisor or county commissioner who accepts Voter Registration Applications for Federal Office Only but who is not so appointed, or any armed forces personnel designated by the United States Department of Defense to accept voter registration applications not so appointed.
- e) "Designated agency" -- A designated agency is an agency of the State of Illinois or its contractors selected by the Governor of the State of Illinois to provide an opportunity to its clients to register to vote at the time the client applies for, or reapplies for, or is recertified for services from, one or more programs administered by the agency.
- f) "Election authority" -- An election authority is a city board of election commissioners, a county board of elections commissioners, or a county clerk in counties not under the management of a county board of election commissioners.
- g) "Federal election" -- For purposes of voter registration and voting by voters on inactive status, a federal election is a general or special election, including primary elections, for any federal office and a presidential preference primary election. For purposes of maintaining on inactive status voters who have registered to vote for federal offices only once transferred there, and for keeping statistics required by Section 215.80 of this Part with respect to Voter Registration Applications for Federal Office Only, a federal election is a general election, excluding the general primary election.
- h) "Federal office" -- Federal office includes electors to select the President and Vice President of the United States, United States Senators and Member of the United States Congress.
- i) "Inactive voter" -- An inactive voter is a person who, having once submitted an Application to Vote for Federal Office Only subsequently acknowledged by the election authority having jurisdiction over the voter's place of residence, or a registration card, has not responded

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to a notice to confirm his or her address, but whose authority to vote in federal elections only has not yet been cancelled.

- j) "Non-discriminatory" -- Non-discriminatory means without intentionally differing treatment of an individual by reason of his or her racial, religious, ethnic, political party, gender, or linguistic characteristics, or without intentional or unintentional disparate impact upon a group of persons identified by racial, religious, ethnic, political party, gender or linguistic characteristics.

- k) "Record" -- A record is a Voter Registration Application for Federal Office Only which has been accepted and acknowledged by an election authority. Record includes Voter Registration Applications for Federal Office Only which have been placed in a file of inactive voters, but does not include rejected or unacknowledged Voter Registration Applications for Federal Office Only.

- l) "Secretary of State" -- Secretary of State means the Division of Driver Services of the office of the Illinois Secretary of State.

- m) "Suspense file" -- The suspense file is the file of voters who have not responded to a notice to confirm the voter's address and whose authority to vote in elections other than federal elections has been cancelled but may be reinstated under the applicable provisions of the Illinois Election Code.

- n) "State" -- State includes Commonwealth where applicable.

- o) "Voter Registration Card" -- A voter registration card is a triplicate form authorized by the Illinois Election Code and used by election authorities to enroll voters to vote in all elections in Illinois.

#### Section 215.30 Receipt of Voter Registration Applications for Federal Office Only

**EMERGENCY**

- a) This Section implements Sections 4, 5, 6, and 7 of the National Voter Registration Act of 1993 (42 U.S.C. Sections 1973gg-2, 1973gg-3, 1973gg-4, and 1973gg-5).

- b) Each election authority is authorized and directed to accept Voter Registration Applications for Federal Office Only tendered to it under the provisions of the National Voter Registration Act of 1993, by the Secretary of State, designated agencies, township supervisors, county commissioners of counties not under township organization, recruitment offices of the United States Department of Defense and individual applicants using the United States Postal Service.

- c) Each Voter Registration Application for Federal Office Only so accepted shall be processed by the election authority according to the provisions of the National Voter Registration Act of 1993, and each Voter Registration Application for Federal Office Only acknowledged by an election authority shall entitle the applicant to vote in each federal election conducted in the State of Illinois and in the Congressional district in which the voter resides.

- d) Each election authority shall acknowledge every Voter Registration

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Application for Federal Office Only it receives which conforms to the requirements of the National Voter Registration Act of 1993 and this Part. Voter Registration Applications for Federal Office Only not conforming to the requirements of the National Registration Act of 1993 shall be processed according to this Part.

#### Section 215.40 Maintaining Voter Records

**EMERGENCY**

- a) This Section implements Section 8 of the National Voter Registration Act of 1993 (42 U.S.C. Section 1973gg-6).

- b) Each election authority shall enter any Voter Registration Application for Federal Office Only it acknowledges into its master file of registered voters.

- c) Each election authority shall make a copy of each Voter Registration Application for Federal Office Only it acknowledges and place such copy in the precinct binder of the precinct in which the applicant resides.

- d) At each federal election it conducts each election authority shall send to each precinct polling place in its jurisdiction the precinct binder for that precinct.

- e) Each election authority shall, at each federal election it conducts, prepare for each precinct polling place in its jurisdiction a list or file of all Voter Registration Applications for Federal Office Only and registration cards that have been transferred to inactive status in that precinct. Such list shall either, in the discretion of the election authority, include or be entirely composed of a computer-generated list of the electronically stored Voter Registration Applications for Federal Office Only of that precinct. The information to be included in the computer stored data shall be the name, address, date of birth, last four digits of the social security number and a computer generated duplicate of the signature of the applicant. Such list, to the extent that it is not composed of a list generated from electronically stored data, shall consist of copies of Voter Registration Applications for Federal Office Only and duplicate registration cards.

- f) Each election authority shall keep all records concerning the implementation of programs and activities conducted to maintain the accuracy and currency of voter registration files for at least two years. Such records shall be made available to the public for inspection and where facilities permit, copies shall be provided at the reasonable cost. However, nothing in this Section or any other to the contrary notwithstanding, information that relates to a voter's declaration to register or identifies the agency through which a voter registered shall remain confidential.

- g) Election authorities shall maintain a list of all voters to whom a forwardable confirmation of address notice has been sent. Such list shall note whether the voter has responded to the notice. The list



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shall be made available to the public and be current as of the date the request for public inspection is made.

- h) Not earlier than February 1 and not later than March 1 of each odd-numbered year, each election authority shall report to the State Board of Elections the number of forwardable confirmation of address notices mailed and the number of responses received between the two previous federal elections.

### Section 215.50 Cancelling Voter Registration Applications for Federal Office Only EMERGENCY

- a) This Section implements Section 8 of the National Voter Registration Act of 1993 (42 U.S.C. Section 1973gg-6).
- b) No voter registration for federal office only or voter registration card with respect to federal elections may be cancelled without following the procedures and providing the notice of suspension or cancellation required by Section 8(a) through (d) of the National Voter Registration Act of 1993. The Voter Registration Application for Federal Office Only of an inactive voter who has not voted two consecutive general federal elections shall be cancelled at the completion of procedures set forth in Section 8(d) of the National Voter Registration Act of 1993, provided that while such procedures are pending the voter has taken no act specified in the National Voter Registration Act of 1993 to restore his or her name to active voter status.
- c) An election authority shall cancel the Voter Registration Application for Federal Office Only of a voter upon receipt of a request in writing from the voter to do so. A written acknowledgement by the voter that he or she has changed residence to a place beyond the jurisdiction of the election authority or an attempt to register in another jurisdiction shall be deemed a request to cancel the Voter Registration Application for Federal Office Only of the voter.
- d) A Voter's Registration Application for Federal Office Only shall be cancelled upon the election authority's receipt of:
- 1) a notice from the State Board of Elections that the voter has been incarcerated in a United States correctional facility by reason of conviction;
  - 2) a certified notice from a state department of corrections or a sheriff of a county in the United States that the voter has been incarcerated in a state or county correctional facility, as the case may be, if:
    - A) the certified notice states on its face that the incarceration is as a result of an criminal conviction and the crime of which the voter has been convicted, or
    - B) the certified notice is accompanied by a certified judgment of conviction or equivalent document issued by the court in which the conviction was obtained;

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- 3) a certified copy of a judgment of conviction from a court of record that the voter has been convicted of a crime in which it was found that the voter lacked the requisite qualifications to be a voter in Illinois either at the time of conviction or at the time application was made to become a voter, whether or not the voter was incarcerated as a result of such conviction;
- 4) a certified copy of a final judgment order of a court of record or a certified copy of the final determination of an administrative tribunal having jurisdiction in which it was found that the voter lacked the requisite qualifications to be a voter in Illinois either at the time of entry of the judgement or determination or at the time application was made to become a voter; or
- 5) a certified copy of the voter's death certificate or equivalent document issued by a department of vital records, wherever situated.

### Section 215.60 Forms EMERGENCY

- a) This Section implements Sections 5, 6, 7 and 8 of the National Voter Registration Act of 1993 (42 U.S.C. Sections 1973gg-3, 1973gg-4, 1973gg-5 and 1973gg-6).
- b) Township supervisors and county commissioners in counties not under designated agencies of the State of Illinois may, use the forms prescribed in Exhibits A, B, and C to this Part in taking and transmitting the Voter Registration Applications for Federal Office Only of applicants who choose to submit Voter Registration Applications for Federal Office Only, or in recording the decision of the applicants who decline to submit Voter Registration Applications for Federal Office Only if such agencies do not otherwise provide forms of their own design meeting the requirements of the National Voter Registration Act of 1993.
- c) Election authorities shall use the forms prescribed in Exhibits D, E, F, G, H, I and J in providing notice of decisions taken with respect to Voter Registration Applications for Federal Office Only.
- d) The State Board of Elections shall supply to each election authority a quantity of the National Mail Voter Registration Booklets designed by the United States Federal Election Commission on an as-needed basis. Each election authority shall make a copy of the National Mail Voter Registration Booklet available to any person over 18 years of age in its jurisdiction who seeks to register to vote in another state, or refer a request from such person for a National Mail Voter Registration Booklet to the Illinois State Board of Elections in accord with subsection (h) of this Section.
- e) Each election authority shall make a copy of the Illinois Voter Registration Application for Federal Office Only available to any



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person over 18 years of age in its jurisdiction who seeks to register to vote in Illinois. Each Voter Registration Application for Federal Office Only supplied to an individual shall be accompanied by instructions for completing the forms and returning it to the appropriate address. Such instructions may be oral where the form is supplied by a designated agency to an applicant.

- f) Election authorities, the Secretary of State, township supervisors, county commissioners, and designated agencies may produce the Illinois Voter Registration Application for Federal Office Only for their own purposes and, in the case of election authorities, for distribution to the public. Each Voter Registration Application for Federal Office Only so produced shall conform to the measurements, paper weight, color and layout, and shall reproduce verbatim the text, set forth in Exhibit A to this Part.
- g) Voter Registration Applications for Federal Office Only made available to the general public to be returned by mail to the election authority shall be placed in holders or dispensers bearing the uniform logo designed for that purpose by the State Board of Elections. Control numbers assigned by the election authority may be added to Voter Registration Applications for Federal Office Only distributed to the general public, but no such control number shall be assigned to any Voter Registration Application for Federal Office Only supplied by the election authority to a designated registration agency, a township supervisor, or a county commissioner. Voter Registration Applications for Federal Office Only offered to the general public to be returned by mail must bear the mailing address of the election authority having jurisdiction over the place where the form dispenser is located. Whenever an election authority receives a Voter Registration Application for Federal Office Only for an applicant who does not reside in the election authority's jurisdiction, the election authority shall forward, within 3 days of its receipt, the Voter Registration Application for Federal Office Only to the election authority for the place where the applicant resides; the election authority shall include with the forwarding a transmittal notice of the kind identified in Appendix C to this Part.
- h) Election authorities shall limit the number of the National Mail Voter Registration Booklets supplied to an organization conducting a voter registration drive to 50. Requests for the National Mail Voter Registration Booklet in quantities exceeding 50 shall be referred to the State Board of Elections, which shall, prior to filling the request, require the organization making such a request to submit in writing a copy of its plan to distribute the booklets, including the states in which the organization intends to distribute the booklet and the quantities to be distributed in each state. The State Board of Elections shall deny the request if such a written plan is not submitted, and shall substitute the Voter Registration Application for Federal Office Only for any quantities of the National Mail Voter Registration Booklet intended for distribution in Illinois. The State

## STATE BOARD OF ELECTIONS

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Board of Elections shall charge the requesting party the actual cost of reproducing the National Mail Voter Registration Booklet for any quantities requested over 200.

### Section 215.70 Processing Voter Registration Applications for Federal Office Only

#### EMERGENCY

- a) The State Board of Elections shall, and all persons accepting from applicants Voter Registration Applications for Federal Office Only are encouraged to, transmit executed applications to the election authority:
  - 1) not more than ten (10) days after execution, if executed five (5) days or more prior to the date upon which voter registration closes, or
  - 2) not more than five (5) days after execution if executed less than five (5) days prior to the date upon which registration closes but prior to the close of registration.
- b) Except for applications arriving by mail from individual applicants, only applications transmitted by batch and accompanied by a Voter Registration Application Transmittal shall be accepted by an election authority. Applications arriving at an election authority unaccompanied by a Voter Registration Application Transmittal shall be deemed to be applications received by mail, and all applicants whose applications are so transmitted shall be advised that they will be required to vote in person at the first federal election in which they vote.
- c) A Voter Registration Application for Federal Office Only may be executed while voter registration is closed, but in such case such application shall not entitle the applicant to vote at any election held before registration reopens. Applications bearing no postmark arriving by mail not later than five (5) days after the close of registration shall be deemed to have been filed prior to the close of registration; applications arriving by mail after the close of registration, but bearing a postmark earlier than the day upon which registration closed shall be deemed to have been filed prior to the close of registration no matter when actually received; applications which arrive by mail bearing a postmark later than the day upon which registration closed shall not be deemed to have been filed prior to the close of registration no matter when actually received.
- d) The State Board of Elections shall assign to each township supervisor, county commissioner in counties not under township organization, and designated agency a block of document control numbers, the identity of which block shall be confidential, which such entities may use on each Voter Registration Application Transmittal accompanying batches of applications sent to election authorities.
- e) Every Voter Registration Application Transmittal shall note on its face how many applications are being transmitted, a document control

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number from the block assigned to the entity submitting the Voter Registration Application Transmittal, identified in subsection (d) of this Section, and the date of transmittal.

f) Every application received by an election authority shall be examined to determine if the information contained on the application is sufficient on its face to cause the applicant to be listed among the voters of the jurisdiction, or if the application duplicates a record or voter registration card already on file with the election authority.

1) If the application duplicates a record already on file with the election authority, the applicant shall be sent a forwardable Disposition of Registration notice advising the voter that he or she is already registered to vote.

2) If the information is sufficient and the applicant is not already registered to vote, the applicant may, in the non-discriminatory discretion of the election authority, be sent by the United States Postal Service or commercial delivery service a non-forwardable Address Verification Form. If the Address Verification Form is not returned as undeliverable, or if the election authority has elected not to send an Address Verification Form, it shall send the applicant a Disposition of Registration notice confirming that the applicant is a registered voter in the election authority's jurisdiction.

3) If the information is insufficient, or if the Address Verification Form is returned as undeliverable or if the applicant returns the Address Verification form claiming an address outside the election authority's jurisdiction, the election authority shall send the applicant a forwardable Disposition of Registration notice informing the applicant:

- A) that his or her application has been rejected, identifying the reason for rejection, and
- B) that he or she will not be entitled to vote until a new and sufficient application has been received by the election authority.

### Section 215.80 Documenting Transactions EMERGENCY

a) Each election authority shall generate and keep the following information from the registration activities it conducts:

- 1) the total number of Voter Registration Applications for Federal Office Only and registration cards received, from whatever source, between the two immediately past federal elections, excepting those Voter Registration Applications for Federal Office Only and registration cards which are deemed duplicates, are rejected or report only changes of address;
- 2) the total number of Voter Registration Applications for Federal Office Only received from the Secretary of State between the two

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immediately past federal elections, and the total number of these applications which are duplicates of already existing registrations;

3) the total number of Voter Registration Applications for Federal Office Only received by mail between the two immediately past federal elections, and the total number of these applications which are duplicates of already existing registrations;

4) the total number of Voter Registration Applications for Federal Office Only received from each office of a designated agency, township supervisor or county commissioner between the two immediately past federal elections, and the total number of these applications which are duplicates of already existing registrations;

5) the total number of Voter Registration Applications for Federal Office Only received from each office of armed forces personnel registering voters between the two immediately past federal elections, and the total number of these applications which are duplicates of already existing registrations;

6) the total number of Voter Registration Applications for Federal Office Only and registration cards received from any other source not specifically enumerated in subsections (a)(2) through (a)(5) of this Section, by source, between the two immediately past federal elections, and the total number of these applications and registration cards which are duplicates of already existing registrations;

7) the total number of Voter Registration Applications for Federal Office Only cancelled, for whatever reason, between the two immediately past federal elections;

8) the number of name and address confirmation forms mailed out between the two immediately past federal elections, and the number of responses thereto; and

9) the postal costs incurred between the two immediately past federal elections for all mailings required to satisfy requirements of 42 USC 1973gg et seq.

b) "By mail" for purpose of this Section excludes those applications transmitted by the Secretary of State, designated agencies, township supervisors and county commissioners, and armed forces personnel registering voters, even though applications arrive by means of the United States Postal Service.

c) The data required to be kept by this Section may be kept in electronic or paper copy format.

### Section 215.90 Voting for Federal Office Only EMERGENCY

a) Any voter who is entitled to vote for federal office only shall vote for all federal offices in the precinct polling place where he or she would vote if registered to vote in all elections governed by the

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Election Code, except that

- 1) such a voter who moves, without notice to the election authority, to a different residence still within the same election authority and Congressional District as the place from which he or she moved, shall vote for the first time he or she offers to vote after changing residence for all federal offices in the polling place for the residence from which the voter most recently registered, and thereafter in the polling place for the voter's present residence;
- 2) such a voter who moves, without notice to the election authority, to a different residence still within the same election authority, but not within the same Congressional District as the place from which he or she moved, shall vote for the first time he or she offers to vote after changing residence only in presidential advisory primary elections and for electors to select the President and Vice-President of the United States, and shall vote in the polling place for the residence from which the voter most recently registered, and thereafter in the polling place for the voter's present residence; and
- 3) subject to the requirements of subsections (d) of this Section, any voter otherwise qualified to vote an absentee ballot may vote for federal offices only by absentee ballot.
- b) The election authority shall transfer the record or registration card, as the case may be, of each voter described in either subsection (a)(1) or (a)(2) of this Section to the binder for the precinct encompassing the voter's new place of residence immediately after the first federal election at which the voter offers to vote after changing residence, making such notations on the record as are necessary to bring the information contained on it current, and thereafter the voter shall vote for all federal offices in the precinct polling place for the new residence.
- c) A person who has registered to vote for all offices to be elected in Illinois and whose registration has been cancelled and transferred to a suspense file pursuant to the Election Code may nonetheless vote for federal offices only according to the provisions of this Part.
- d) A applicant who has submitted a Voter Registration Application for Federal Office Only by mail must vote in person at the first federal election at which he or she votes after his or her application is acknowledged. Voting in person includes in-person absentee voting and nursing home voting, but does not include hospitalized voters voting under the provision of Section 19-13 of the Election Code [10 ILCS 5/19-13].

**Section 215.100 Designation of Chief State Election Official**  
**EMERGENCY**

- a) This Section implements Section 10 of the National Voter Registration Act of 1993 (42 U.S.C. Section 1973gg-8).

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- b) The Executive Director of the Illinois State Board of Elections is designated as the Chief State Election Official for the purposes of the National Voter Registration Act of 1993.



STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES  
MAIL REGISTRATION CARD SPECIFICATIONS  
(215.Exhibit A)

STOCK 110 lb. CARD OR COMPARABLE STOCK  
COLOR WHITE  
SIZE 5"x8"  
TYPEFACE SIMPLE SANS SERIF, 7 AND 8 PT.

AS MANDATED BY PUBLIC LAW 103-31, THE FOLLOWING INFORMATION MUST BE PRINTED IN THE SAME TYPEFACE (ONLY THIS MATERIAL WILL BE PRINTED IN THE 8 PT. TYPEFACE): THE BULLETED INFORMATION IN THE INSTRUCTIONS SECTION ENTITLED "TO REGISTER YOU MUST" AND "IMPORTANT INFORMATION" AND THE INFORMATION ON THE REGISTRATION FORM #8 "VOTER AFFIDAVIT"

SEAL  
(bottom edge)  
PULL OFF ADHESIVE TAPE

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215. Exhibit A Voter Registration Application - Illinois - Federal Office Only  
Emergency

ILLINOIS VOTER REGISTRATION APPLICATION - FEDERAL OFFICES ONLY\*

FOR U.S. CITIZENS ONLY

(If you are not a citizen, see 215.200-215.210)

TO REGISTER YOU MUST:

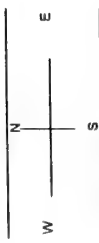
- be a United States citizen
- be at least 18 years old on or before the next election
- live in your election precinct at least 30 days before the next election
- not be convicted and in jail
- not claim the right to vote anywhere else

DEADLINE INFORMATION:

- Mail or deliver this form no later than 28 days before the next election
- If you do not receive a notice within 2 weeks of mailing or delivering the form, call the State Board of Election
- Considerable names on the front of this card

IMPORTANT INFORMATION:

- If you register by mail, the first time you vote must be in person
- If you register at a public service agency, any information regarding the agency which assessed you will remain confidential as will any decision not to register



FOR OFFICIAL USE PRINT CLEARLY OR TYPE IN BLACK OR BLUE INK

TO VOTE FOR FEDERAL OFFICES ONLY

1. Last Name	First Name	Middle Name or Initial	Suffix (Circle One) Jr., Sr., III, IV	Office Use
2. Address where you live (do not give P.O. address)		City/Village/Town	Township	
House No. Street Name		Apt. No./P.O. Box	County	Zip Code
3. Former Registration Address (include City and State)		County	Former Name (if changed)	
4. Date of Birth Month Day Year	5. Sex (Circle One) M F	6. Telephone Number (optional)	7. Full Social Security No. Or last 4 digits only	

8. Voter Affidavit. Read all statements and sign within the box to the right. I swear or affirm that:

- I am a citizen of the United States
- I will be at least 18 years old on or before the next election.
- I will have lived in the State of Illinois and in my election precinct 10 days as of the date of the next election
- All of the above information is true. I understand that if it is not true, I can be convicted of perjury and fined up to \$5,000 and/or jailed for 2 to 5 years

Date: \_\_\_\_\_

9. If you cannot sign your name, ask the person who helped you fill in the form to print their name, address and telephone number

Name \_\_\_\_\_ Full Address \_\_\_\_\_ Telephone No. \_\_\_\_\_

FOLD ON DOTTED LINES. PEEL OFF TAPE. SEAL AND MAIL.

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Section 215. EXHIBIT B Voter Registration Information  
EMERGENCY

Mandated  
July 1995  
SBE No. R-24

## VOTER REGISTRATION INFORMATION

"If you are not registered to vote where you live now, would you like to apply to register here today?"

## IMPORTANT

(Public assistance agencies include the following: "Applying to register or declining to register to vote will not affect the amount of assistance that you will be provided by this agency.")

If you would like help filling out the voter registration application form, we will help you. The decision whether to seek or accept help is yours. You may fill out the application in private.

IF YOU DO NOT CHECK EITHER BOX, YOU WILL BE CONSIDERED TO HAVE DECIDED NOT TO REGISTER TO VOTE AT THIS TIME.

\_\_\_ YES \_\_\_ NO

All information will remain confidential and will be used only for voter registration purposes. Anyone not choosing to register to vote and/or information regarding the office to which the application was submitted will remain confidential, to be used only for voter registration purposes.

Signature

Please Print Full Name

month

day

year

Date

(tear here)

## COMPLAINT INFORMATION

If you believe that someone has interfered with your right to register or decline to register to vote, your right to privacy in deciding whether to register or in applying to register to vote, or your right

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to choose your own political party or other political preference, you may file a complaint with Ronald D. Michaelson, Executive Director, State Board of Elections, 1020 South Spring Street, Springfield, Illinois 62704-2999 (217) 782-4141 or TDD (217) 782-1518.

(Half 8 1/2" x 11" sheet)

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Section 215. EXHIBIT C Voter Registration Application Transmittal  
EMERGENCY

Suggested  
July, 1995  
SBE No. R-25

YOUR ADDRESS

back of SBE No. R-19

PUT  
FIRST  
CLASS  
STAMP  
HERE

MAIL TO:

PCT WARD CODE ADDRESS CITY ZIP COUNTY DATE CLERK

SUSPENSION, CANCELLATION AND REINSTATEMENT

DATE EXPLAIN CLERK DATE EXPLAIN CLERK

To Election Judges: Using Ballot: 56 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80  
For Primary, mark: Early  
O for Democrat  
R for Republican  
For all other elections, mark: Special

VOTER REGISTRATION APPLICATION  
TRANSMITTAL

To: Election Office Date  
From: Agency Office Number or Designation

Number of Voter Registration Applications Enclosed:

Comments:

(To be completed by Election Authority)

Date Received:  
Number of Applications Received:  
Number of Duplicate Registrations in Group:  
Number of Incomplete Applications:  
Problems or Other Comments:

White Copy - Election Authority Yellow Copy - Agency



STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES  
TRANSMITTAL FORM SPECIFICATIONS  
(215. Exhibit C)

PRINT AS TWO PART SELF DUPLICATING FORM

Bottom of original - "Election Authority Copy"  
Bottom of second sheet - "Agency Copy"

SIZE 8-1/2" x 11"

STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES

215. Exhibit D  
Emergency Address Verification

Board Rule

Suggested  
July, 1995  
SBE No. R-22

Address Verification

NO REPLY REQUIRED

This mailing is to verify your residence address as it appears on your voter registration application.

If this notice is not returned as undeliverable within ten (10) days, your application for registration will be accepted and you will be entered into the active voter registration files. You will then be mailed a voter registration I.D. card which will list your assigned precinct and polling place.

Date \_\_\_\_\_

Election Authority \_\_\_\_\_

BACK

4 X 6  
postcard

Postage \_\_\_\_\_

Nonforwardable \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FRONT

STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES

215. Exhibit E  
Emergency

Disposition of Registration

Board Rule

Mandated  
July, 1995  
SBE No. R-23

DISPOSITION OF REGISTRATION  
(Application Rejected)

YOUR APPLICATION TO REGISTER TO VOTE HAS BEEN REFUSED FOR THE REASON(S) INDICATED BELOW. YOU MUST REAPPLY TO BE ENTITLED TO VOTE.

\_\_\_\_\_ Address could not be verified.

\_\_\_\_\_ Application incomplete.

\_\_\_\_\_ Application rejected because \_\_\_\_\_

\_\_\_\_\_ Other \_\_\_\_\_

For questions about this notice call \_\_\_\_\_

\_\_\_\_\_ County Clerk or Board of Election Commissioners

\_\_\_\_\_ Phone No. \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

BACK  
4 x 6

FRONT  
4 x 6

ELECTION OFFICIAL  
ELECTION OFFICE  
FREETOWN, MISSOURI  
CITY, ST. 65000-0000

FIRST CLASS MAIL  
PERMIT NO. 1000  
ANYTOWN, STATE

OFFICIAL ELECTION MATERIAL

Non-Address Data  
Name of Recipient  
Information Attention Line  
Delivery Address  
Post Office (City) State Zip Code

STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES

215. Exhibit F  
Emergency

Voter Identification Card

Suggested  
Revised July, 1995  
SBE No. R-15A

SUGGESTED VOTER I.D. CARD

VOTERS CERTIFICATE OF REGISTRATION  
(DISPOSITION OF REGISTRATION)

I hereby certify that the person whose name and address appears below is a registered voter.

County Clerk/Exec. Director \_\_\_\_\_  
Jursdiction \_\_\_\_\_

Twp. \_\_\_\_\_  
Pct/Ward \_\_\_\_\_

Name \_\_\_\_\_  
Street No. \_\_\_\_\_  
Street Name \_\_\_\_\_

Apt. No. \_\_\_\_\_  
City \_\_\_\_\_  
State \_\_\_\_\_  
Zip \_\_\_\_\_

Date Issued \_\_\_\_\_

(RETAIN THIS CARD)

(See reverse side)

Polling Place \_\_\_\_\_

CONG. \_\_\_\_\_ PCT. \_\_\_\_\_

YOU ARE REGISTERED TO VOTE ONLY FOR FEDERAL OFFICES.  
(PRESIDENT, VICE-PRESIDENT, U.S. SENATE, U.S. HOUSE OF REPRESENTATIVES) PLEASE CONTACT YOUR COUNTY CLERK OR BOARD OF ELECTION COMMISSIONERS FOR INFORMATION ON BECOMING REGISTERED FOR STATE AND LOCAL ELECTIONS.

(DO NOT DETACH)

10 ILCS 5/4-15, 5-21, 6-57

STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES

SBE No. R-15A Reverse Side

SUGGESTED VOTER I.D. CARD

**For Information Regarding Elections, Voter Registration Contact:**

Name of Election Authority \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_

\_\_\_\_\_  
 (Change of Address cannot be accepted in the 28 Days Preceding an election)

Signature \_\_\_\_\_

Date Moved \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

If RFD include County House No. \_\_\_\_\_ Rd. No. \_\_\_\_\_

Street Address \_\_\_\_\_ or RFD No. \_\_\_\_\_

New Address: \_\_\_\_\_ Twp. \_\_\_\_\_ Pct. \_\_\_\_\_

\_\_\_\_\_  
 (Voters changing their names must print your new to another address within \_\_\_\_\_ days)

\_\_\_\_\_  
 If you move to another address within \_\_\_\_\_ days, print your new name and mail to \_\_\_\_\_

215. Exhibit G  
Emergency

Confirmation of Address

Send Back  
SBE, A  
This Address Change  
Confirmation Card  
(8 X 11 Standard Postcard)

Supplemental  
SBE No. R-15A  
SBE No. R-15B

4 X 6

**CONFIRMATION OF ADDRESS**

☐ OUR RECORDS INDICATE THAT YOU HAVE MOVED TO \_\_\_\_\_

☐ To confirm this information, complete and return the postcard at the bottom, not later than \_\_\_\_\_

☐ This new address has been added to your voter registration record. Your new precinct is \_\_\_\_\_

☐ WE HAVE NOT BEEN ABLE TO CONFIRM YOUR ADDRESS.

☐ Please complete and return the postcard at the bottom, not later than \_\_\_\_\_

☐ If this card is not returned you may not be entitled to vote in all elections.

☐ IF YOU HAVE MOVED TO AN ADDRESS OUTSIDE OF \_\_\_\_\_ (jurisdiction)

☐ You will have to register with the County Clerk or Board of Election Commissioners where you live. (Consult your telephone directory.)

\_\_\_\_\_  
 (Sign here)

\_\_\_\_\_  
 NO POSTAGE  
 NECESSARY  
 IF MAILED  
 IN THE  
 UNITED STATES

\_\_\_\_\_  
**BUSINESS REPLY MAIL**  
 FIRST CLASS MAIL PERMIT NO. 0000 ANYTOWN, STATE  
 POSTAGE WILL BE PAID BY ADDRESSEE

\_\_\_\_\_  
 Address Correction Requested

**OFFICIAL ELECTION MATERIAL**

**ELECTION OFFICE  
 ELECTION OFFICE  
 STREET ADDRESS OR PO BOX  
 CITY, ST 00000-0000**

\_\_\_\_\_

Postage  
paid

POSTAGE  
PAID

performed  
for

4 X 6

Prepared Address  
Web Site

Prepared Bar Code  
Corresponding to SBE - 4

STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES



STATE BOARD OF ELECTIONS  
NOTICE OF EMERGENCY RULES

Board Rule  
SIDE B  
Not to be used in conjunction with  
Illinois Prepaid Return Card  
(If it is Out-of-State Postage)

Completion Required

Proposed Address  
Proposed Full Name of Postage Paid  
Without Bar Code  
Proposed Full Name of Postage Paid  
With Bar Code to Register

back of SBE No. R-28

OUTGOING  
FIRST CLASS  
POSTCARD

Outgoing Letter  
(Original Line)  
(Last Line)

performed for

REPLY  
POSTCARD

ELECTION OFFICIAL  
ELECTION OFFICE  
STREET ADDRESS OR P.O. BOX  
CITY, ST 00000-0000

Address Correction Requested

OFFICIAL ELECTION MATERIAL

NON-ADDRESS DATA  
NAME OF RECIPIENT  
INFORMATION/ATTENTION LINE  
DELIVERY ADDRESS  
POST OFFICE (CITY) STATE ZIP CODE

PLEASE CHECK ONE ☐ NEW ADDRESS ☐ SAME ADDRESS

PRINT FULL NAME  
(Include Middle Name)

DATE OF BIRTH

SOCIAL SECURITY NUMBER  
(Last four numbers only)

TELEPHONE NUMBER (Optional)

MY ADDRESS IS

(Signature)

(Date)

\*All of the above information is true. I understand that if it is not true, I can be convicted of perjury and fined up to \$5,000 and/or jailed for 2 to 5 years.

Method of Postage  
Paid by Recipient  
Election Authority

4 x 6

Bar Code Area  
If Administrative  
Appropriate  
performed for

4 x 6

215. Exhibit H  
Emergency

Registration Deadline Notice

Suggested  
July, 1995  
SBE No. R-28

FRONT  
4 x 6  
postcard

REGISTRATION DEADLINE NOTICE

Registration for the upcoming election closed on  
\_\_\_\_\_. Your registration application is not valid for the  
upcoming election.

Following the election, the application will be processed and you will  
receive a voter identification card.

(Name of Election Authority)

BACK

Election Authority  
Election Office  
Street Address or P.O. Box  
City, ST 00000-0000

OFFICIAL ELECTION MATERIAL

## STATE BOARD OF ELECTIONS

## NOTICE OF EMERGENCY RULES

215. Exhibit I. Affidavit of Voter Having a Change of Address  
Emergency

Board Rule

Mandated  
Revised July, 1985  
SBE No. C-4

## AFFIDAVIT OF VOTER HAVING A CHANGE OF ADDRESS

(Moved within election jurisdiction)

State of Illinois

)

County of \_\_\_\_\_

)

SS.

I, \_\_\_\_\_, do solemnly swear (or affirm) that I am a citizen of the United States; that I am 18 years of age; that I have not voted at this election; that preceding this election I was a duly qualified and registered voter in every respect in this election precinct; that I have moved from \_\_\_\_\_ in the election precinct; that I now reside at \_\_\_\_\_ (house number, street & town or city)

\_\_\_\_\_ within this election jurisdiction and the same (house number, street & town or city)  
Congressional District.

So help me God, (or "This I do solemnly and sincerely affirm", as the case may be).

Signature of Applicant

19 \_\_\_\_\_  
Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_

Judge of Election

\* If you have changed Congressional District, draw a line through "and the same Congressional District," you will be allowed to vote for President and Vice-President only. If you have moved from the Congressional District and remain in the election jurisdiction you will be allowed to vote for all Federal offices only.

## STATE BOARD OF ELECTIONS

## NOTICE OF EMERGENCY RULES

Section 215. EXHIBIT J Address Correction for Fail Safe Voter  
EMERGENCY

Board Rule

Mandated  
July 1995  
SBE No. C-6

## ADDRESS CORRECTION FOR FAIL-SAFE VOTER

## FEDERAL BALLOT ONLY

- Voters who change residence to another address within Election Authority's jurisdiction and same Congressional District.
- Voting in former residence polling place or when applying for absentee ballot.
- Must be accompanied by a Challenged Voter Affidavit.

## PRESIDENT/VICE-PRESIDENT BALLOT ONLY

- Voters who change residence to another address within Election Authority's jurisdiction and a different Congressional District.
- Voting in former residence polling place or when applying for absentee ballot.
- Must be accompanied by a Challenged Voter Affidavit.

Social Security Number (last four numbers): \_\_\_\_\_

Voter's Full Name (Please Print): \_\_\_\_\_

Current Address: \_\_\_\_\_

City/Village \_\_\_\_\_ Zip Code \_\_\_\_\_

Former Address: \_\_\_\_\_

City/Village \_\_\_\_\_ Zip Code \_\_\_\_\_

Date \_\_\_\_\_ Signature of Voter or Mark \_\_\_\_\_

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

- 1) Heading of the Part: Real Estate License Act
- 2) Code Citation: 68 Ill. Adm. Code 1450
- 3) Section Numbers: Proposed Action:  
1450.45 New Section
- 4) Statutory Authority: Subpart A implementing Sections 9 and 15 of the Real Estate License Act of 1983 (225 ILCS 455/9 and 15) (see P.A. 89-23, effective July 1, 1995) and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)]; Subpart B implementing Sections 4(17) and 11 of the Real Estate License Act of 1983 [225 ILCS 455/4(17) and 11] (see P.A. 89-23) and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].
- 5) Effective Date of Amendment: August 8, 1995
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: This Emergency Rule will not expire before the end of the 150-day period.
- 7) Date Filed in Agency's Principal Office: August 4, 1995
- 8) Reason for Emergency: This emergency rulemaking is necessary to establish fees to be paid to the Office of the Commissioner of Savings and Residential Finance by applicants and licensees pursuant to administration of the Real Estate License Act.  
SB 349 (P.A. 89-23; effective 7/1/95) transferred regulatory responsibility for the Real Estate License Act from the Department of Professional Regulation to the Commissioner's Office. As part of the transfer, SB 349 repealed statutory provisions which had formerly established license fees and other fees under the Act and provided instead that henceforth such fees would be established by the Commissioner by rule.  
The regulatory transfer has now occurred and the previous statutory fee provisions have now been repealed. Without rules setting forth fees, no formal fee structure for real estate licensing in Illinois would exist. Since regulatory/administrative activities pursuant to the Act are now commencing by the Commissioner's Office, it is necessary to adopt a fee structure immediately so that license applications, renewals, etc., can be processed.

- 9) A Complete Description of the Subjects and Issues Involved: Section 1450.45 is a new Section of the rules adopted pursuant to the Real Estate License Act. It sets forth the fees to be paid by applicants and

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

licensees under the Act for initial license and license renewal for real estate salespersons; real estate brokers; partnerships, limited liability companies, or corporations; branch offices, real estate schools and instructors; and continuing education sponsors and instructors. It also sets forth general fees relating to administration of the Act to cover the costs of such things as duplicate licenses, certification of a licensee's record, wall licenses, licensee rosters, examinations, sponsor card processing, and copies of records of proceedings. Section 1450.45 replaces statutory fee provisions in the Act which were repealed.

Section 1450.45 is patterned largely on the old fee structure formerly set by statute. After consultation and agreement with industry representatives, the levels of the various fees established in Section 1450.45 have been established pursuant to Section 15 of the Act which provides for the promulgation by rule of fees to be paid by applicants and licensees "to cover the reasonable costs (of the Commissioner's Office) in administering and enforcing the provisions" of the Act and to "provide by rule for general fees to cover the reasonable expenses of carrying out other functions and responsibilities" under the Act.

Similar fee rules under the Act applying to licensed appraisers, appraiser pre-license/certification, and appraiser continuing education are being promulgated in separate rulemaking reflecting the separate treatment of appraiser regulation under the Act.

Section 10(g) of the Real Estate Regulation Transfer Act (P.A. 89-23; effective 7/1/95) provided that the "rules adopted by the Department of Professional Regulation relating to the powers and/or duties transferred to the (Commissioner's Office) under this Act are not affected by this Act, except that on July 1, 1995, those rules become the rules of the (Commissioner's Office)." Because of this, Section 1450.45 is being added to rules which appear to be rules of the Department of Professional Regulation, but which in fact have now been made rules of the Office of the Commissioner of Savings and Residential Finance. The Commissioner's Office intends to promulgate a complete revisory clean-up of these rules to update agency names, references, etc., in conjunction with the transfer of real estate regulation, but the immediate need for a fee structure requires emergency rulemaking on fees before the revisory clean-up will be promulgated.

- 10) Are there any proposed amendments to this Part Pending? No
- 11) Statement of Statewide Policy Objectives: This rule will not affect local government.
- 12) Information and questions regarding these amendments shall be directed to:

Mr. John Arthur, Legislative Liaison



## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

Office of the Commissioner of Savings and Residential Finance  
500 East Monroe, Suite 800  
Springfield, IL 61701-1509  
(217)782-6169

The full text of the emergency rules begins on the next page:

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1450

## REAL ESTATE LICENSE ACT OF 1983

## SUBPART A: GENERAL RULES

Section	Definitions
1450.10	Educational Requirement of Broker Applicant Licensed as an Illinois Real Estate Salesperson (Renumbered)
1450.11	Educational Requirements for a Baccalaureate Degree with a Minor in Coursework in Real Estate (Renumbered)
1450.12	Salesperson and Broker Examinations
1450.15	Applications for Salespersons and Brokers Licenses by Examination
1450.17	Sponsor Card
1450.18	Inoperative Salespersons and Brokers Licenses
1450.19	Managing Broker Responsibilities
1450.20	Branch Offices
1450.25	Corporations and Partnerships
1450.30	Special Accounts (Escrow Accounts)
1450.40	Fees
1450.45	EMERGENCY
1450.50	Disclosure
1450.55	Agency Disclosure Pursuant to Section 18.2 of the Act
1450.60	Employment Contracts
1450.70	Listing Agreements
1450.80	Written Agreements
1450.90	Advertising
1450.100	Discrimination
1450.110	Unworthiness or Incompetence to Act as a Broker or Salesperson
1450.120	Hearings
1450.140	Assumed Name
1450.150	Reciprocal Licensure
1450.170	Rental Finding Services
1450.175	Continuing Education
1450.180	Renewals
1450.185	Granting Variances
1450.190	Procedure to Contest An Automatic Termination
1450.195	Penalties for Criminal Acts
1450.200	Real Estate Recovery Fund

## SUBPART B: SCHOOL RULES

Section	Approval of Schools (Repealed)
1450.210	

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

1450.215 Home Study/Correspondence Programs  
 1450.220 Definition of Class Hour and Credit Hour (Repealed)  
 1450.230 Educational Requirement of Broker Applicant Who is a Licensed Illinois Real Estate Salesperson (Renumbered)  
 1450.240 Class Attendance Requirements  
 1450.250 Requirements for Minor in Real Estate (Renumbered)  
 1450.260 Qualification of Applicants Under 21 Years of Age (Repealed)  
 1450.270 Educational Requirements for Reinstatement of License (Repealed)  
 1450.275 Recruitment at Test Center  
 1450.280 Approval of Schools  
 1450.290 Withdrawal of Approval

## APPENDIX A Penalties for Criminal Acts (Repealed)

**AUTHORITY:** Subpart A implementing Sections 9 and 15 of the Real Estate License Act of 1983 [225 ILCS 465/9 and 15] (see P.A. 89-23, effective July 1, 1995), and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)]; Subpart B implementing Sections 4(17) and 11 of the Real Estate License Act of 1983 [225 ILCS 445/4(17) and 11] (see P.A. 89-23) and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].

**SOURCE:** Rules and Regulations for the Administration of the Real Estate Brokers and Salesmen License Act (General Rules), effective December 4, 1974; Rules and Regulations for the Administration of the Real Estate Brokers and Salesmen License Act (School Rules), effective July 29, 1974; amended at 3 Ill. Reg. 885, effective February 2, 1979; amended at 4 Ill. Reg. 195, effective August 12, 1980; amended at 5 Ill. Reg. 5343, effective May 6, 1981; amended at 5 Ill. Reg. 8541, effective August 10, 1981; codified at 5 Ill. Reg. 11064; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; emergency amendment at 6 Ill. Reg. 2406, effective February 3, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8221, effective July 1, 1982; amended at 9 Ill. Reg. 341, effective January 3, 1985; transferred from Chapter I, 68 Ill. Adm. Code 450 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1450 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2977; amended at 12 Ill. Reg. 8036, effective April 26, 1988; amended at 15 Ill. Reg. 10416, effective July 1, 1991; amended at 16 Ill. Reg. 3204, effective February 14, 1992; emergency amendment at 19 Ill. Reg. 12063, effective August 8, 1995, for a maximum of 150 days.

## SUBPART A: GENERAL RULES

## Section 1450.45 Fees

**EMERGENCY**

- a) License of real estate salesperson.  
 1) The fee for an initial license as a salesperson is \$100. The fee

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

must accompany the application to determine the applicant's fitness to receive a license.  
 2) The fee for renewal of a salesperson's license which has not expired shall be calculated at the rate of \$25 per year.  
 3) The fee for the renewal of a salesperson's license which has been expired for not more than 5 years, as provided for in Section 13.2 of the Act, is the sum of all lapsed renewal fees plus \$50.

- b) License of Broker.  
 1) The fee for an initial license as a broker is \$100. The fee must accompany the application to determine an applicant's fitness to receive a license.  
 2) The fee for the renewal of a broker's license which has not expired shall be calculated at the rate of \$50 per year.  
 3) The fee for the renewal of a broker's license which has been expired for not more than 5 years, as provided for in Section 13.2 of the Act, is the sum of all lapsed renewal fees plus \$50.  
 c) License of partnership, limited liability company, or corporation.  
 1) The fee for an initial license for a partnership, limited liability company, or corporation is \$100. The fee must accompany the application to determine an applicant's fitness to receive a license.  
 2) The fee for the renewal of a license for a partnership, limited liability company, or corporation shall be calculated at the rate of \$50 per year.  
 3) The fee for the renewal of a license for a partnership, limited liability company or corporation which has been expired is the sum of all lapsed renewal fees plus \$50.  
 d) License for Branch Office.  
 1) The fee for an initial license for a branch office is \$100. The fee must accompany the application to determine an applicant's fitness to receive a license.  
 2) The fee for the renewal of a branch office license shall be calculated at the rate of \$50 per year.  
 3) The fee for the renewal of a branch office license which has been expired is the sum of all lapsed renewal fees plus \$50.  
 e) Real Estate School and Instructor Fees.  
 1) The fee for an application for initial approval of a private, business, or vocational real estate school is \$1,000. The fee must accompany the application to determine an applicant's fitness to receive a license.  
 2) The fee for renewal of approval of a private, business, or vocational real estate school shall be calculated at the rate of \$500 per year.  
 3) The fee for the renewal of approval of a private, business, or vocational real estate school which has been expired is the sum of all lapsed renewal fees plus \$50.  
 4) The fee for an application for initial approval of a branch for a private, business, or vocational real estate school is \$150 per



## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

branch. The fee must accompany the application to determine an applicant's fitness to receive approval.

- 5) The fee for renewal of approval of a branch for a private, business, or vocational real estate school shall be calculated at the rate of \$75 per branch per year.

- 6) The fee for the renewal of approval of a branch for a private, business, or vocational real estate school which has been expired is the sum of all lapsed renewal fees plus \$50.

- 7) The fee for transferring a branch location shall be \$25 per transfer.

- 8) The fee for application for initial approval of a private, business, or vocational real estate school instructor is \$50. The fee must accompany the application to determine the applicant's fitness for approval.

- 9) The fee for renewal of approval of a private, business, or vocational real estate school instructor shall be calculated at the rate of \$25 per year.

- 10) The fee for the renewal of approval of a private, business, or vocational real estate school instructor which has been expired is the sum of all lapsed renewal fees plus \$50.

f) Continuing Education Sponsor and Instructor Fees.

- 1) The fee for an application for initial approval as a continuing education sponsor shall be \$2,000. The fee must accompany the application to determine an applicant's fitness for approval.

- 2) The fee for renewal of approval as a continuing education sponsor shall be \$2,000.

- 3) The fee for renewal of approval as a continuing education sponsor which has expired shall be the sum of all lapsed renewal fees plus \$50.

- 4) The fee for an application for initial approval as a continuing education instructor shall be \$15. The fee must accompany the application to determine an applicant's fitness to receive approval.

- 5) The fee for renewal of approval as a continuing education instructor shall be \$15.

- 6) The fee for the renewal of approval as a continuing education instructor which has been expired is the sum of all lapsed renewal fees plus \$50.

g) General.

- 1) All fees paid pursuant to the Act and this Section are non-refundable.

- 2) The fee for the issuance of a duplicate license or pocket card, for the issuance of a replacement license or pocket card for a license or pocket card which has been lost or destroyed, for the issuance of a license with a change of name or address other than during the renewal period, or for the issuance of a license with a change of location of business is \$25.

- 3) The fee for a certification of a licensee's record for any

## COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

## NOTICE OF EMERGENCY AMENDMENT

purpose is \$25.

- 4) The fee for a wall license showing registration shall be the cost of producing such license.

- 5) The fee for a roster of persons licensed as brokers or sales persons in this State shall be the cost of producing such a roster.

- 6) Applicants for an examination as a broker, salesperson, or real estate instructor shall be required to pay a fee covering the cost of providing the examination. If a designated testing service is utilized for the examination, such fee shall be paid directly to the designated testing service. Failure to appear for the examination on the scheduled date, at the time and place specified, after the applicant's application for examination has been received and acknowledged, shall result in the forfeiture of the examination fee.

- 7) The fee for requesting a waiver of continuing education requirements pursuant to Section 37.8 of the Act shall be \$25.

- 8) The fee for processing a sponsor card other than at the time of original licensure is \$25.

- 9) The fee for furnishing a record of proceedings provided for in subsection (h) of Section 20 of this Act or for certifying the record referred to in Section 21 of the Act is \$1 per page of the record.

- 10) Pursuant to Section 15 of the Act, the fee for an initial license and a renewal license for real estate salespersons and real estate brokers shall include a \$10 fee for deposit in the Real Estate Recovery Fund and a \$5 fee for deposit in the Real Estate Research and Education Fund.

- 11) Pursuant to Section 15 of the Act, the fee for an initial license for a partnership or corporation shall include a \$10 fee for deposit in the Real Estate Recovery Fund and a \$5 fee for deposit in the Real Estate Research and Education Fund.

- 12) Pursuant to Section 15 of the Act, the fee for an initial license for a branch office shall include a \$5 fee for deposit in the Real Estate Research and Education Fund.

**12003**

(Source: Emergency amendment at 19 Ill. Reg. August 8, 1995, for a maximum of 150 days)

, effective



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

1) Heading of the Part: Aid to Families with Dependent Children

2) Code Citation: 89 Ill. Adm. Code 112

3) Section Numbers: Emergency Action:

112.71

Amendment

112.73

New Section

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13)[305 ILCS 5/12-13] and P.A. 89-6.

5) Effective Date of Amendments: August 7, 1995

6) If these Emergency Amendments are to expire before the end of the 150-day period, please specify the date on which it is to expire: Not Applicable

7) Date Filed in Agency's Principal Office: August 7, 1995

8) Reason for Emergency: This rulemaking is necessary to comply with provisions of Public Act 89-6 which allows the Department of Public Aid to implement the Adolescent Parent Program (APP) effective August 1, 1995. In addition, the Department also received approval of its federal waiver request from the Department of Health and Human Services allowing implementation of the Adolescent Parent Program effective August 1, 1995. The terms and conditions of the waiver allow the Department to require AFDC pregnant or parenting teens under the age of 16 to participate in the JOBS program. Public Act 89-6 (Senate Bill 10) specifically allows the Department to use emergency rulemaking to implement these changes.

9) Complete Description of the Subjects and Issues Involved: These proposed amendments establish the Adolescent Parent Program (APP) Demonstration for pregnant or parenting teens under the age of 16 to participate in the JOBS Teen Parent Initiative/Young Parent Services employment and training program effective August 1, 1995.

The Adolescent Parent Program (APP) is a demonstration project designed to evaluate whether mandating pregnant or parenting individuals under age 16 to participate in the Teen Parent Initiative/Young Parent Services under the Job Opportunities and Basic Skills Training (JOBS) Program (see Sections 112.70 through 112.83) will assist these individuals in obtaining a high school diploma or the equivalent and preparing for work.

The requirements for mandatory participation in the Adolescent Parent Program will be the same as for parents age 16 and older who are mandated to participate in JOBS. The demonstration will study the effects of the program requirements on the long-term self-sufficiency of parents under age 16.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

Research conducted on the Adolescent Parent Program will include the number of clients who are required to participate, the proportion who actually participate in JOBS by attending school or classes full-time, the proportion who meet education requirements each semester, the use of supportive services including child care, the proportion who are sanctioned including the number of times sanctioned, the proportion with a child support court order including whether support is received and the amount received, the proportion of APP participants who leave welfare and the proportion who return to APP having once left.

10) Are there any Proposed Amendments pending to this Part? Yes

Sections Proposed Action Illinois Register Citation

112.8	Amendment	July 14, 1995 (19 Ill. Reg. 9376)
112.67	New Section	May 5, 1995 (19 Ill. Reg. 6257)
112.251	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.252	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.253	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.254	Amendment	July 21, 1995 (19 Ill. Reg. 10363)
112.300	Amendment	July 14, 1995 (19 Ill. Reg. 9376)
112.306	Amendment	July 14, 1995 (19 Ill. Reg. 9376)
112.308	Amendment	July 14, 1995 (19 Ill. Reg. 9376)

11) Statement of Statewide Policy Objectives: These emergency amendments do not affect units of local government.

12) Information and questions regarding these Emergency Amendments shall be directed to:

Name: Judy Umunna  
Address: Bureau of Rules and Regulations  
 Illinois Department of Public Aid  
 100 South Grand Avenue East, Third Floor  
 Springfield, Illinois 62762  
Telephone: (217) 524-3215

The full text of the Emergency Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF PUBLIC AID

SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 112

AID TO FAMILIES WITH DEPENDENT CHILDREN

## SUBPART A: GENERAL PROVISIONS

## Section

112.1 Description of the Assistance Program  
112.5 Incorporation by Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

## Section

112.8 Caretaker Relative

## EMERGENCY

112.9 Client Cooperation

112.10 Citizenship

112.20 Residence

112.30 Age

112.40 Relationship

112.50 Living Arrangement

112.52 Social Security Numbers

112.54 Assignment of Medical Support Rights

112.60 Lack of Parental Support or Care

112.61 Death of a Parent

112.62 Incapacity of a Parent

112.63 Continued Absence of a Parent

112.64 Unemployment of the Parent

## SUBPART C: JOB OPPORTUNITIES AND BASIC SKILLS TRAINING (JOBS) PROGRAM

## Section

112.70 Participation Requirements for JOBS

112.71 Individuals Exempt from JOBS

## EMERGENCY

112.72 JOBS Participation/Cooperation Requirements

112.73 Adolescent Parent Program Failure--to--Participate--with--the--Work

Incentive-Demonstration-Program--(Renumbered)

## EMERGENCY

112.74 JOBS Initial Assessment Process/Development of an Employability Plan

112.76 JOBS Orientation

112.77 Conciliation and Fair Hearings

112.78 JOBS Components

112.79 JOBS Sanctions

112.80 Good Cause for Failure to Comply with JOBS Participation Requirements

112.81 Responsible Relative Eligibility for JOBS

112.82 JOBS Supportive Services

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

Young Parents Program

112.83 Work Experience Evaluation Project

112.84 Four Year College/Vocational Training Demonstration Project

112.85

## SUBPART E: PROJECT ADVANCE

## Section

112.86 Project Advance

112.87 Project Advance Experimental and Control Groups

112.88 Project Advance Participation Requirements of Experimental Group

Members and Adjudicated Fathers

112.89 Project Advance Cooperation Requirements of Experimental Group

Members and Adjudicated Fathers

112.90 Project Advance Sanctions

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## Section

112.98 Exchange Program

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## Section

112.100 Unearned Income

112.101 Unearned Income of Stepparent or Parent

112.105 Budgeting Unearned Income

112.106 Budgeting Unearned Income of Applicants Employed On Date of

Application And/Or Date Of Decision

112.107 Initial Receipt of Unearned Income

112.108 Termination of Unearned Income

112.110 Exempt Unearned Income

112.115 Education Benefits

112.120 Incentive Allowances

112.125 Unearned Income In-Kind

112.126 Earmarked Income

112.127 Lump Sum Payments

112.128 Protected Income

112.130 Earned Income

112.131 Earned Income Tax Credit

112.132 Budgeting Earned Income

112.133 Budgeting Earned Income of Applicants Employed On Date of Application

And/Or Date Of Decision

112.134 Initial Employment

112.135 Budgeting Earned Income For Contractual Employees

112.136 Budgeting Earned Income For Non-Contractual School Employees

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

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 112.141 Earned Income Exemption  
 112.142 Exclusion From Earned Income Exemption  
 112.143 Recognized Employment Expenses  
 112.144 Income From Work/Study/Training Program  
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 112.147 Income From Rental Property  
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 112.150 Assets  
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 112.305 Strikers  
 112.306 Foster Care Program  
 112.307 Responsibility of Sponsors of Aliens  
 112.308 Special Needs Authorizations  
 112.309 Institutional Status  
 112.315 Young Parent Program (Renumbered)  
 112.320 Redetermination of Eligibility  
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 112.332 Extension of Medical Assistance Due to Loss of Earned Income Disregard (Repealed)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

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 112.416 Fees for Service for Transitional Child Care  
 112.418 Rates of Payment for Transitional Child Care

AUTHORITY: Implementing Article IV and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Art. IV and 12-13].

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979; peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 11, 1983; rules repealed and new rules adopted and codified at 7 Ill. Reg. 2720, effective February 28, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 11284, effective August 26, 1983; amended at 7 Ill. Reg. 13920, effective October 7, 1983; amended at 7 Ill. Reg. 15690, effective November 9, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16105; amended at 7 Ill. Reg. 17344, effective December 21, 1983; amended at 8 Ill. Reg. 213, effective December 27, 1983; emergency amendment at 8 Ill. Reg. 569, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 4176, effective March 19, 1984; amended at 8 Ill. Reg. 5207, effective April 9, 1984; amended at 8 Ill. Reg. 7226, effective May 16, 1984; amended at 8 Ill. Reg. 11391, effective June 27, 1984; amended at 8 Ill. Reg. 12333, effective June 29, 1984; amended (by adding Sections being codified with no substantive change) at 8 Ill. Reg. 17894;

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

peremptory amendment at 8 Ill. Reg. 18127, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 19889, effective October 1, 1984; amended at 8 Ill. Reg. 19983, effective October 3, 1984; emergency amendment at 8 Ill. Reg. 21666, effective October 19, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21621, effective October 23, 1984; amended at 8 Ill. Reg. 25023, effective December 19, 1984; amended at 9 Ill. Reg. 282, effective January 1, 1985; amended at 9 Ill. Reg. 4062, effective March 15, 1985; amended at 9 Ill. Reg. 8155, effective May 17, 1985; emergency amendment at 9 Ill. Reg. 10094, effective June 19, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11317, effective July 5, 1985; amended at 9 Ill. Reg. 12795, effective August 9, 1985; amended at 9 Ill. Reg. 15887, effective October 4, 1985; amended at 9 Ill. Reg. 16277, effective October 11, 1985; amended at 9 Ill. Reg. 17827, effective November 18, 1985; emergency amendment at 10 Ill. Reg. 354, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 1172, effective January 10, 1986; amended at 10 Ill. Reg. 3641, effective January 30, 1986; amended at 10 Ill. Reg. 4885, effective March 7, 1986; amended at 10 Ill. Reg. 8118, effective May 1, 1986; amended at 10 Ill. Reg. 10628, effective June 1, 1986; amended at 10 Ill. Reg. 11017, effective June 6, 1986; Sections 112.78 through 112.86 and 112.88 recodified to 89 Ill. Adm. Code 160 at 10 Ill. Reg. 11928; emergency amendment at 10 Ill. Reg. 12107, effective July 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 12650, effective July 14, 1986; amended at 10 Ill. Reg. 14681, effective August 29, 1986; amended at 10 Ill. Reg. 15101, effective September 5, 1986; amended at 10 Ill. Reg. 15621, effective September 19, 1986; amended at 10 Ill. Reg. 21860, effective December 12, 1986; amended at 11 Ill. Reg. 2280, effective January 16, 1987; amended at 11 Ill. Reg. 3140, effective January 30, 1987; amended at 11 Ill. Reg. 4682, effective March 6, 1987; amended at 11 Ill. Reg. 5223, effective March 11, 1987; amended at 11 Ill. Reg. 6228, effective March 20, 1987; amended at 11 Ill. Reg. 9927, effective May 15, 1987; amended at 11 Ill. Reg. 12003, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 12432, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 12908, effective July 30, 1987; emergency amendment at 11 Ill. Reg. 12935, effective August 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13625, effective August 1, 1987; amended at 11 Ill. Reg. 14755, effective August 26, 1987; amended at 11 Ill. Reg. 18679, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18781, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20114, effective December 4, 1987; Sections 112.90 and 112.95 recodified to Sections 112.52 and 112.54 at 11 Ill. Reg. 20610; amended at 11 Ill. Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 844, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1929, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 2126, effective January 12, 1988; SUBPARTS C, D and E recodified to SUBPARTS G, H and I at 12 Ill. Reg. 2136; amended at 12 Ill. Reg. 3487, effective January 22, 1988; amended at 12 Ill. Reg. 6159, effective March 18, 1988; amended at 12 Ill. Reg. 6694, effective March 22, 1988; amended at 12 Ill. Reg. 7336, effective May 1, 1988; amended at 12 Ill. Reg. 7673, effective April 20, 1988; amended at 12 Ill. Reg. 9032, effective May 20, 1988; amended at 12 Ill. Reg. 10481, effective June 13, 1988; amended at 12 Ill. Reg. 14172,

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

effective August 30, 1988; amended at 12 Ill. Reg. 14669, effective September 16, 1988; amended at 13 Ill. Reg. 70, effective January 1, 1989; amended at 13 Ill. Reg. 6017, effective April 14, 1989; amended at 13 Ill. Reg. 8567, effective May 22, 1989; amended at 13 Ill. Reg. 16006, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16142, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 705, effective January 1, 1990; amended at 14 Ill. Reg. 3170, effective February 13, 1990; amended at 14 Ill. Reg. 3575, effective February 23, 1990; amended at 14 Ill. Reg. 6306, effective April 16, 1990; amended at 14 Ill. Reg. 10379, effective June 20, 1990; amended at 14 Ill. Reg. 13652, effective August 10, 1990; amended at 14 Ill. Reg. 14140, effective August 17, 1990; amended at 14 Ill. Reg. 16937, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 338, effective January 1, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 2862, effective February 4, 1991, for a maximum of 150 days; emergency expired July 4, 1991; amended at 15 Ill. Reg. 5275, effective April 1, 1991; amended at 15 Ill. Reg. 5684, effective April 10, 1991; amended at 15 Ill. Reg. 11127, effective July 19, 1991; amended at 15 Ill. Reg. 11447, effective July 25, 1991; amended at 15 Ill. Reg. 14227, effective September 30, 1991; amended at 15 Ill. Reg. 17308, effective November 18, 1991; amended at 16 Ill. Reg. 9972, effective June 15, 1992; amended at 16 Ill. Reg. 11550, effective July 15, 1992; emergency amendment at 16 Ill. Reg. 11652, effective July 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 13629, effective September 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 17724, effective November 9, 1992; amended at 16 Ill. Reg. 20147, effective December 14, 1992; amended at 17 Ill. Reg. 357, effective December 24, 1992; amended at 17 Ill. Reg. 813, effective January 15, 1993; amended at 17 Ill. Reg. 2253, effective February 15, 1993; amended at 17 Ill. Reg. 4312, effective March 25, 1993; emergency amendment at 17 Ill. Reg. 6325, effective April 9, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 6792, effective April 21, 1993; amended at 17 Ill. Reg. 15017, effective September 3, 1993; amended at 17 Ill. Reg. 19156, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 19696, effective November 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 5909, effective March 31, 1994; amended at 18 Ill. Reg. 6994, effective April 27, 1994; amended at 18 Ill. Reg. 8703, effective June 1, 1994; amended at 18 Ill. Reg. 10774, effective June 27, 1994; amended at 18 Ill. Reg. 12805, effective August 5, 1994; amended at 18 Ill. Reg. 15774, effective October 17, 1994; expedited correction at 19 Ill. Reg. 998, effective October 17, 1994; amended at 19 Ill. Reg. 2845, effective February 24, 1995; amended at 19 Ill. Reg. 5609, effective March 31, 1995; amended at 19 Ill. Reg. 7883, effective June 5, 1995; emergency amendment at 19 Ill. Reg. 10206, effective July 1, 1995, for a maximum of 150 days; emergency amendment at 19 Ill. Reg. **12011**, effective August 7, 1995, for a maximum of 150 days.

SUBPART C: JOB OPPORTUNITIES AND BASIC SKILLS TRAINING (JOBS) PROGRAM

Section 112.71 Individuals Exempt from JOBS  
EMERGENCY

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

- a) An individual shall be exempt from JOBS participation when that individual:
- 1) Is age 16 through 18 in full-time elementary, secondary grades 9-12 or equivalent vocational/technical school attendance unless the child is required to participate in the Youth Employment and Training Initiative. If the individual loses this exemption because he or she is no longer in school, the exemption is no longer applicable even if the individual returns to school;
  - 2) Temporary and Chronic Illness or Injuries
    - i) Temporary illness and Injuries
 

1) Is temporarily ill or chronically ill. An individual is temporarily ill, when determined by the local office, on the basis of medical evidence (for example ~~e-g~~, statement from a medical provider) or on another sound basis that the illness or injury is serious enough to temporarily prevent the individual from engaging in employment or participating in JOBS. A sound basis for exemption from JOBS, on a temporary basis, includes but is not limited to: the observation of a cast on a broken leg or the client provides information of a scheduled surgery or recuperation from surgery;

ii) Minor ailments and injuries, such as colds, broken fingers or rashes are not serious enough normally to exempt the individual under this criterion;
    - B) An individual is chronically ill or incapacitated, as determined by the local office, when a physician or licensed/certified psychologist finds that a physical or mental impairment, either by itself or in conjunction with age or other factors, prevents the individual from engaging in employment or participating in JOBS. This may include a period of recuperation after childbirth if prescribed by a woman's physician;
    - C) When an individual is determined either temporarily or chronically ill or incapacitated, the exemption shall continue until further action is taken by the Department. When the exemption is initially granted, the Department will establish a date as to when the condition warranting the exemption is expected to end or when a review of the case will be reevaluated to determine whether the exempted individual continues to be exempt under the same procedures as for the initial determination of exemption, with appropriate notice to the individual that the reevaluation is necessary;
  - 3) Is under age 16 or is age 60 years or older unless the child is required to participate in the Youth Employment and Training Initiative or the pregnant or parenting individual under age 16 is required to participate in the Adolescent Parent Program (see



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

## Section 112.73;

4) Resides in an area remote from the JOBS office or service unit so that effective participation in the program is precluded. The individual is considered remote if a round trip of more than two hours by reasonably available public or private transportation, exclusive of time necessary to transport children to and from a child care facility, would be required for a normal work or training day or if an individual has no means of transportation available;

5) Has another household member for whom that individual must provide full-time care;

6) Is the parent or other caretaker relative of a child under age three in the home (other than a minor parent under age 20 without a high school diploma or equivalent who is required to participate in education) who is personally providing care for the child. Only one person in a case may be exempt for this reason;

## 7) Employment

A) Is employed 30 hours or more per week;

B) This exemption continues to apply if there is a temporary break in full-time employment expected to last no longer than ten work days;

8) Is in the 4th month of pregnancy or later; or

9) Is a person enrolled full-time as a VISTA volunteer under Title I of the 1973 Domestic Volunteer Services Act (42 USC 4951 et seq.).

b) Individuals who request an exemption from participation in JOBS shall do so in writing with the assistance of the JOBS worker or other Department staff, if needed, and shall receive a written notice of decision on such request within 45 days. Requests for an exemption may be made at:

1) application for assistance;

2) orientation;

3) assessment;

4) reassessment;

5) AFDC eligibility redeterminations;

6) child request; or

7) whenever information received by the Department indicates the possibility of an exemption.

c) Exempt individuals may volunteer for JOBS.

(Source: Emergency amendment at 19 Ill. Reg. 12011, effective August 7, 1995, for a maximum of 150 days)

Section 112.73 Adolescent Parent Program Failure-to-Participate-with-the-Work Incentive-Demonstration-Program-(Renumbered)

EMERGENCY

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

a) The Adolescent Parent Program (APP) is a demonstration project designed to evaluate whether mandating pregnant or parenting individuals under age 16 to participate in the Teen Parent Initiative/Young Parent Services under the Job Opportunities and Basic Skills Training (JOBS) Program (see Sections 112.70 through 112.83) will assist these individuals in obtaining a high school diploma or the equivalent and preparing for work.

b) The requirements for mandatory participation in the APP shall be the same as for parents age 16 and older who are mandated to participate in JOBS.

c) The APP will be implemented on August 1, 1995, and shall end no later than July 31, 1999.

d) The demonstration will study the effects of the program requirements on the long-term self-sufficiency of parents under age 16.

1) Research conducted on the APP will include the number of clients who are required to participate, the proportion who actually participate in JOBS by attending school or classes full-time, the proportion who meet education requirements each semester, the use of supportive services including child care, the proportion who are sanctioned including the number of times sanctioned, the proportion with a child support court order including whether support is received and the amount received, the proportion of APP participants who leave welfare and the proportion who return to APP having once left.

2) The evaluation will be a process study and will describe the implementation and operation of the APP.

(Source: Emergency amendment at 19 Ill. Reg. 12011, effective August 7, 1995, for a maximum of 150 days)



## COMMISSIONER OF BANKS AND TRUST COMPANIES

## NOTICE OF PUBLIC INFORMATION

NOTICE OF ACCEPTANCE OF AN APPLICATION  
OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

Pursuant to Section 3.071(d) of the Illinois Bank Holding Company Act of 1957, 205 ILCS 10/3.071(d) (1992), notice is hereby given that the Commissioner of Banks and Trust Companies has accepted for processing an application by Old National Bancorp, 420 Main Street, Evansville, Indiana, 47705, to acquire Shawnee Bancorp, Inc., 2 West Walnut Street, Harrisburg, Illinois 62946, and thereby indirectly acquire The Bank of Harrisburg, Harrisburg, Illinois.

Interested persons who desire to comment on this proposed acquisition may submit their comments in writing no later than 14 days after the publication of this notice to:

Dina A. Mansour  
Commissioner of Banks and Trust Companies  
310 South Michigan Ave.  
Suite 2130  
Chicago, IL 60604

## COMMISSIONER OF BANKS AND TRUST COMPANIES

## NOTICE OF PUBLIC INFORMATION

NOTICE OF ACCEPTANCE OF AN APPLICATION  
OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

## DEPARTMENT OF FINANCIAL INSTITUTIONS

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

TITLE 38: FINANCIAL INSTITUTIONS  
CHAPTER I: DEPARTMENT OF FINANCIAL INSTITUTIONS

Pursuant to statutory requirement, the Illinois Department of Financial Institutions is publishing the names and last known addresses of unclaimed property owners whose last known addresses are allegedly in a state other than Illinois. The other state does not have a reciprocity arrangement with Illinois.

If your name or that of a person you represent appears below, you may contact the Department for further information about the assets.

INQUIRIES MUST BE IN WRITING. The written inquiry should include the name and address as listed, and the correct name and address for reply. If inquiring about a name other than your own, you must indicate your authority to act on behalf of that person.

## Address written inquiries to:

UNCLAIMED PROPERTY DIVISION  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
P.O. Box 19495  
Springfield, IL 62794-9495

AUTHORITY: Implementing and required by the Illinois Uniform Disposition of Unclaimed Property Act, [765 ILCS 1025/12].

## A CATERED AFFAIR

PO BOX 4039  
AUSTIN TX 78765-0000

## A T &amp; T

ACCOUNTS PAYABLE PO BOX 105647  
ATLANTA GA 30350-0000

## AACCN HOUSTON GULF COAST

HOUSTON TX 00000-0000

## COMMISSIONER OF BANKS AND TRUST COMPANIES

## NOTICE OF PUBLIC INFORMATION

NOTICE OF ACCEPTANCE OF AN APPLICATION  
OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

AALTO	BERKELEY	519 13TH AVE N SURFSIDE BEACH	SC	29577-0000
AARA GROUP INS		PO BOX 13999 PHILADELPHIA	PA	19187-0000
ABEL	GLORIA	12418 SUNGATE LANE HOUSTON	TX	77071-0000
ABEL	WLWYN	T 12418 SUNGATE LANE HOUSTON	TX	77071-0000
ABELT	CHRISTOPHER	M APT 3A 428 E 81ST ST NEW YORK	NY	10028-0000
ABEYTA	CLIFFORD	C 1612 UTICA DENVER	CO	80204-0000
ACCELERATION PERSONNEL INC		STE 1440 MONTREAL QUE CAN H3A 2Y1	FA	00000-0000
ACEVES	EDWARD	1154 E PIERCE PHOENIX	AZ	85006-0000
ACHILLI	MARK	A APT 2 3989 HAMILTON AVE SAN JOSE	CA	95130-0000
ACHILLI	ROBERT	V APT 2 3989 HAMILTON AVE SAN JOSE	CA	95130-0000
ADAMS	DEBORAH	A RR 6 BOX 498 CHAPEL HILL	NC	27514-0000
AETNA LIFE		151 FARMINGTON AVE HARTFORD	CT	06156-0000
AETNA		PO BOX 1058 MACON	GA	31298-0000
AETNA		PO BOX 5060 ARLINGTON	TX	76011-0000

## COMMISSIONER OF BANKS AND TRUST COMPANIES

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OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

AETNA		115 ELM STREET PO BOX 800 ENFIELD	CT	06082-0000
AETNA		3541 WINCHESTER RD UNIT 53 ALLEN TOWN	PA	18195-0000
AETNA		3541 WINCHESTER ROAD ALLEN TOWN	PA	18195-0000
AETNA INSURANCE		PO BOX 6610 LEAKWOOD	KS	66206-0000
AETNA INSURANCE CO		1503 N CEDAR CREST BLVD ALLEN TOWN	PA	18104-0000
AETNA ISNURANCE		PO BOX 171827 MEMPHIS	TN	38117-0000
AGGERBECK	LAWRENCE	J 91200 ATHIS MONS FRANCE	FA	00000-0000
AGGERBECK	LAWRENCE	P 91200 ATHIS MONS FRANCE	FA	00000-0000
AGUIRRE	ELIZABETH	DEL RIO	TX	78840-0000
AGUIRRE	RAPHAEL	DEL RIO	TX	78840-0000
AHMAD	MOHAMMAD	I BOX 5087 SAFAT KUWAIT	FA	00000-0000
ALBA	SHERYL	306 FAIRCROAKS CT MARTINEZ	GA	30907-0000
ALCORN	FLOYD	A 3904 S CLIFF AVE SIOUX FALLS	IA	00000-0000
ALEXANDER	DAVID	ONE BRATZNAHL		

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ALEXANDER	JAN	BRATZNAHL	OH	44108-0000
		ONE BRATZNAHL		
		BRATZNAHL	OH	44108-0000
ALEXION	JOHN	9135 COLUMBIA	IN	46321-0000
		MUNSTER		
ALL	ME	E 625 KING DRIVE	IN	46402-0000
		GARY		
ALL BRAND IMPORTERS INC		20 TOWER LN PO BOX 1630	CT	06001-0000
		AVON		
ALLEN	ROBERT	D 14351 W 135TH STREET	IN	46303-0000
		CEDAR LAKE		
ALLEN GROUP		8001 ANGLING ROAD	MI	49002-0000
		KALAMAZOO		
ALLIED AUTO ST JOSEPH		PO BOX 5106	MI	48086-5106
		SOUTHFIELD		
ALSAWAF	MUHAJID	M PO BOX 5480 JEDDAH 21432	FA	00000-0000
		SAUDI ARABIA		
AMERICAN FAMILY CARE		2124 10TH AVE SOUTH	AL	35205-0000
		BIRMINGHAM		
AMERICAN SOCIETY OF		4630 MONTGOMERY AVE	MD	20814-0000
		BETHESDA		
AMOCO OIL		829 E SOUTH OMAHA RIDGE ROAD	IA	51501-0000
		COUNCIL BLUFFS		
AMUNDSON	JOHN	R 9763 LADOCENA LANE	CA	90660-0000
		PICO RIVERA		
ANDERSON	DONALD	S 2875 BELFORT DRIVE	TN	38138-0000
		GERMANTOWN		
ANDERSON	LON	ENGINEERING QUADRANGLE PRINCETON UNI	NJ	08544-0000
		PRINCETON		

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ANDREEN	CLARA	AMIRALITETSGATAN 8 R II	FA	00000-0000
		KARLSKRONA SWEDEN		
ANDREWS	CHARLENE	917 BEALE	AR	71701-0000
		CAMDEN		
ANTRIM	BENJAMIN	1759 FIRESIDE LANE	NJ	08003-0000
		CHERRY HILL		
AOBTMART OAKLAND COR		467 CREAMERY WAY	PA	19341-2508
		EXTON		
APA INSURANCE PLAN		400 LOCUST ST	IA	50398-0000
		DES MOINES		
APPEL	ROMA	PO BOX 74	WI	53147-0000
		LAKE GENEVA		
APPLEYARD	ANDREW	D 6100 5TH AVE N	FL	33710-0000
		ST PETERSBURG		
AQUAXPERT INC			IA	50469-0000
ARIUS		SUITE 202 1214 DOLTON DR	TX	75207-0000
		DALLAS		
ARMSTRONG	DAVID	M 1138 VIVJON DRIVE	PA	15120-0000
		W HOMESTEAD		
ARNOLD	CHUNIE	P 6563 GRAND CIRCLE	MI	48116-0000
		BRIGHTON		
ASCAC SOUTHERN REGION		PO BOX 311244	GA	30331-0000
		ATLANTA		
ASPEN PUBLISHERS INC		BOX 64105	MD	21264-4105
		BALTIMORE		
ASPEN PUBLISHERS INC		720 MCKINLEY CIRCLE	MD	21701-0000
		FREDERICK		
ASTRO MACHINE CORP				



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AT T INFORMATION CTR	PO BOX 105647	ATLANTA	GA	30348-0000
AT&T NAT PARTS SER CNT	2551 W 40TH AV STE 500	DENVER	CO	80205-0000
ATKINSON	ROBERT	S 401 LYNNWOOD BLVD NASHVILLE	TN	37205-0000
ATKINSON	WILLIAM	G 133 FLEET ST MARINA DEL RAY	CA	90292-0000
ATLANTEX PROFIT SHAR TR		4505 COMMERCE DR SW ATLANTA	GA	30336-0000
BACIGALUPO	M	A ELM HILL RD DONELSON	TN	37214-0000
BACON	LOUIS	M ELY FERRIS ROAD 21 LYME	CT	06371-0000
BAERGA	GABRIEL	53 MOUNTAIN AVENUE NEW LONDON	CT	06320-0000
BAGWELL	ALAN	PO BOX 26807 TUSCON	AZ	85726-6807
BAKSA	KELLI	L 4210 E 100TH AVE 549 THORNTON	CO	80229-0000
BALLAN	PEGGY	L 141 DAVISVILLE AVE 301 TORONTO ONTARIO CAN	FA	00000-0000
BALZANTO	JODY	1735 EASTERN ROAD		

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BANK OF CHINA		SOUTH DAYTONA	FL	32119-0000
BANK OF NEW YORK NOMINEESLTD		BEIJING CHINA	FA	00000-0000
BARBAGELATA	GILDA	147 LEADENHALL ST LONDON ENGLAND	FA	00000-0000
BARBAGELATA	ROSA	MAYORCA 1562 VINA DEL MAR CHILE	FA	00000-0000
BARNES	PATSY	MAYORCA 1562 VINA DEL MAR CHILE	FA	00000-0000
BARNETT	SHELI	2009 CLARK TRAIL GRAND PRAIRIE	TX	75052-0000
BARNETT BANK		L 3737 FIRST INTERNATIONAL BUILDING DALLAS	TX	75270-0000
BARR	LUCY	2905 COBB PARKWAY ATLANTA	GA	30339-0000
BARRETT	CLIFTON	M 300 HOT SPRINGS RD MONTECILO	CA	93108-0000
BARRON	JOSEPHINE	J 1301 SOUTHOAK DR NASHVILLE	TN	37211-0000
BARRON	NORMAN	A 190 NORTH EAST 128TH TERRACE NORTH MIAMI	FL	33161-0000
BARSDALE	MARY	M 190 NORTH EAST 128TH TERRACE NORTH MIAMI	FL	33161-0000
BARTLETT	CHARLES	A 2821 178TH PLACE HAMMOND	IN	46323-0000
BARTOTTI	NORMA	P 1314 TERRY WAY FALLSTON	MD	21047-0000
		K 101 N WASHINGTON SAGINAW	MI	48607-0000

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BATES	SHAWN	L PO BOX 100 DAVIS CITY	IA 50065-0000	BILKER	CHARLES	S 7468 RHOADS ST PHILADELPHIA	PA 19151-0000
BATLETT & WEST ENG		5835 SW 29TH TOPEKA	KS 66614-0000	BIOMEDIX		2 WEST AVE MIDDLESEX ENGLAND	FA 00000-0000
BAYBANK MIDDLESEX				BIRMINGHAM FIRE INS CO	OPPENN	PO BOX 1415 EAST ORANGE	NJ 07029-0000
BAYNE	HELEN	W 6704 PLEASANT LANE KNOXVILLE	TN 37923-0000	BLACK	E	E 529 W VILLAGE RD DUTCH NECK PRINCETON JUNCTION	NJ 08550-0000
BEACOM	DARCI	12334 LAMAR AVE SHAWNEE MISSION	KS 66205-0000	BLAKE	MICHAEL	F 2709 S LOS ALTO MESA	AZ 85202-0000
BEBENSEE	KENNETH	207 4210 HOLLAND DALLAS	TX 75219-0000	BLINSTRUP	CHESTER	J APT 101 433 W 5TH ST WACONIA	MN 55367-0000
BECK	HELEN	W 42 TAORMINA LN OJAI	CA 93023-0000	BLOOD CENTER OF SOUTHEAST TEXAS		2850 LAUREL BEAUMONT	TX 77702-0000
BEDWELL	CARL	F 8323 WILCREST 17007 HOUSTON	TX 77036-0000	BLOOM	CLARICE	S 712 N WASHINGTON DALLAS	TX 75246-0000
BELL	CYNTHIA	J 14102 SANDY POINT LN HOUSTON	TX 77076-0000	BLUE CROSS OF MICHIGAN		600 LAFAYETTE EAST DETROIT	MI 48226-0000
BENELL	LEWIS	30 W 141 ST NEW YORK	NY 00000-0000	BOBO	DAVID	766 WALDRON RD LAVERGNE	TN 37086-0000
BENNETT	HENRY	H 1 STOCK AVE PARK MANOR SNOYERSVILLE	PA 18704-0000	BOEHME	ELIZABETH	A VALENCIA EDO APARTADO 1155 CARABOBO VENEZUELA	FA 00000-0000
BERNING	DALE	3524 SKYLINE PKY TOPEKA	KS 66614-0000	BOEHME	PETER	VALENCIA EDO APARTADO 1155 CARABOBO VENEZUELA	FA 00000-0000
BERTEAU	NORMAN	J 6410 ABINGTON DR NEW ORLEANS	LA 70126-0000	BOILERMAKERS NAT L HLTH		BROTHERHOOD BLDG KANSAS CITY	KS 66101-0000
BETTS	ROBERT	D 98 S MAIN STREET SUFFIELD	CT 06078-0000	BOLDUC	PAUL	COMPTN PQ CA 2299999 CANADA	FA 00000-0000
BILECKI	JOSEPH	36 E 120TH ST GREEN PARK	PA 17031-0000	BOLDUC	PAUL	COMPTN PQ CN 2299999 CANADA	

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BOOTH	EARNEST	22976 DUNDEE CT BIRMINGHAM	MI	48010-0000
BORSATO	GIOVANNI	PASERERA 115 ITALY	FA	00000-0000
BORZYM	NORBERT	242 BRIGHTON ST TORONTO ONT CAN	FA	00000-0000
BOSLERASHTON	KATHRYN	1111 CLAIRMONT ROAD DECATUR	GA	00000-0000
BOSWELL	COVINGTON	H 215 TALL OAK AVE CHARLESTON	SC	29407-0000
BOUIS	KATHLEEN	R 2605 AUGUSTA AVE KENNER	LA	70062-0000
BOUTTE	IRENE	5372 WEST PACKARD LOS ANGELES	CA	90010-0000
BOWEN	BARBARA	I PO BOX 71377 LAS VEGAS	NV	89170-0000
BOWLES	CHARLENE	C 28 SOUTH SHERIDAN AVENUE INDIANAPOLIS	IN	46219-0000
BOWLES	JANICE	E A417 515 MADISON ST TROY	OH	45373-0000
BRADFORD	FRANCES	J 3901 RAMELLE DR COUNCIL BLUFFS	IA	51501-0000
BRADLEY WEIL P C		207 DIAMOND BRIDGE AVE HAWTHORNE	NJ	07507-0000
BRADY	DIANA	L 922 S JEFFERSON TUCSON	AZ	85711-0000
BRADY	PHILIP	W 922 S JEFFERSON TUCSON	AZ	85711-0000

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BRAKE	ANN	BOX 2389 TRUCKEE	CA	95734-0000
BRANDENBURG	A	E 1107 NO THIRD ST CLINTON	IA	52732-5241
BRANSON	STEVEN	6494 BLECK ROAD LAPORTE	IN	46350-0000
BREITBART	KATHRYN	PO BOX 316 SUGARLOAF SHORES	FL	33044-0000
BRENNER	WILLIAM	254 E MAIN ST ROCKAWAY	NJ	07866-0000
BRIGHT	JOHN	E 70 SPADINA RD 505 TORONTO ONT CAN	FA	00000-0000
BRITTINGHA	ALBERT	1107 MONROE STREET BALTIMORE	MD	21217-0000
BROOKES	CHRISTINE	PORT ALBERNI BC CANADA	FA	00000-0000
BROOKS	GREGORY	B PO BOX 382 BLUE BALL	PA	17506-0000
BROWN	JOAN	A 4012 MURDOCK AVENUE BRONX	NJ	00000-0000
BROWN	THOMAS	J 4907 37TH AVE KENOSHA	WI	53142-0000
BRUNETTE	MERVIN	C 1615 LINCOLN AVE SAN SAN DIEGO	CA	92103-0000
BUBBENMOYER	FRANKLIN	K 110 N MAIN BERNVILLE	PA	19506-0000
BUCKNER	MARY	J 1803 CEDAR ELM EAST ARLINGTON	TX	76012-0000
BUMGARNER	LEROY	ROUTE 1 BOX 249 DANVILLE	AR	72833-0000



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BURGER	DAWN	A 301 S MCGILL KNOX	IN	46534-0000
BURKS	BERTHA	3601 NAPOLI LANE MIDDLETON	WI	53562-0000
BURKS	PAMELA	J 3601 NAPOLI LANE MIDDLETON	WI	53562-0000
BURT	WALTER	L 431 N OSAGE SADALIA	MO	65301-0000
BUSINESS & LEGAL REPORT		69 WALL STREET MADISON	CT	06443-0000
BUTLER	FRANCES	2430 CLAIRMONT DETROIT	MI	48206-0000
BUTLER	LINDA	1504 KILBOURN TOMAH	WI	54660-0000
C & W EQUIPMENT		2120 M 55 TAWAS CITY	MI	48763-0000
C COR ELECTRONICS		60 DECIBEL ROAD STATE COLLEGE	PA	16801-0000
C R S SIRRINE		1605 ST PAUL ST BALTIMORE	MD	21202-0000
C V SAGUNG SETO		PO BOX 4661 JALAN PRAMUKA NO 27 JAKARTA INDONESIA	FA	00000-0000
CA WIN INDUSTRY CO LTD		TAICHUNG HSIEN TAIWAN	FA	00000-0000
CADWALDER BEHAVIORAL CENT		SUITE 290 1800 BERING DR HOUSTON	TX	77057-0000
CAIRNS	JAMES	W 3101 E LAKE SHORE DRIVE TWIN LAKES	WI	53181-0000
CAIRNS	MARY	3101 E LAKE SHORE DRIVE		

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		TWIN LAKES	WI	53181-0000
		PO BOX 8902 AMANA	IA	52204-0011
		PO BOX C1 AGANA 96910 GUAM	FA	00000-0000
	BESSIE	J 510 W 25 WILMINGTON	DE	19802-0000
	KATHRYN	L 3737 HYNDUS BLVD CHEYENNE	WY	82001-1004
	MILDFORD	APT 601 1111 MARQUETTE AVE MINNEAPOLIS	MN	55401-0000
		PO BOX 391 CAMDEN	NJ	08101-0000
	JOSEPH	102 EDGEFIELD DR WAXACHIE	TX	75165-0000
	LAVAUGHN	J 4220 WINDHURST DR ARLINGTON	TX	76015-0000
		PO BOX 13368 MEMPHIS	TN	38113-0000
	MARTHA	L 28 SOUTH SHERIDAN AVENUE INDIANAPOLIS	IN	46219-0000
	RICHARD	3429 W 36TH AVENUE DENVER	CO	80211-0000
	DONALD	A 1019 LAWNDALE LANE CHARLESTON	WV	25314-0000
	JANICE	L RT 1 BOX 122F ANGLETON	TX	77515-0000
	SANDRA	G 1615 WELLERMAN RD 105 WEST MONROE	LA	71291-0000

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CARTER	TOMMY	J RT 1 BOX 122F ANGLETON	TX	77515-0000
CASTELLAN	EDGAR	PANAMERICANA SUR KM QUITO EQUADOR	FA	00000-0000
CASUAL LIVING HOMES		15137 S PADRE ISLAND DR CORPUS CHRISTI	TX	79418-0000
CENTENNIAL SCHOOL DIST		PO BOX 347 SAN LUIS	CO	81152-0000
CENTRAL BANK OF NORTH D		3400 WEST 38TH AVE DENVER	CO	80211-0000
CENTRAL FIRE & INSURANCE CO		KINGSTON JAMAICA KINGSTON JAMAICA JAMAICA	FA	00000-0000
CERTAINTED CORPORATION		924 W FIRST STREET MC PHERSON	KS	67460-0000
CHARPENTIER	LLOYD	A 103 SYCAMORE ST NEW IBERIA	LA	70560-0000
CHASE	EDWARD	APT 1801 TORONTO ONTARIO CANADA	FA	00000-0000
CHESTER CNTY ANES AS		BOX J UNION ST ST WILMINGTON	DE	19805-0000
CHIAFA	ANNA	50023 EMPOLI FI VIA DEL GIGLIO 70 ROME ITALY	FA	00000-0000
CHINDUNO	BERGAMO	PASERERA 115 ITALY	FA	00000-0000
CHOI	JEONG DO	385 4 CHEONHO DONG KANGDONG GU SEOUL SOUTH KOREA	FA	00000-0000
CHRISTOPOULOS	BASILE	601 SIXTH ST S W GREAT FALLS	MT	59401-0000
CIERI	MARY	L 5045 HILLSDALE AVE ERIE	PA	16509-0000

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CIRZAN	JOHN	L 4663 N LECLAIRE AVE CHICAGO IL	FA	00000-0000
CIRZAN	MARIE	4619 N LAWLER AVE CHICAGO IL	FA	00000-0000
CITYCORP NORTH AMERICA		PO BOX 7247 0150 PHILADELPHIA	PA	19170-0000
CLARK	FRED	C 730 SOUTH COUNTRY CLUB ROAD MESA	AZ	85210-0000
CLARK	LINDA	730 SOUTH COUNTRY CLUB ROAD MESA	AZ	85210-0000
CLEAVER	CARMEN	S 1502 ROBIN HILL VOORHEES	NJ	08043-0000
CLERK CIRCUIT COURT				
CLINE	AMOS	A DEPT OF CHEM ENG JENNESS HALL ORONO	ME	04469-0000
COCKRAN	ALICE	824 MAIN ST BILOXI	MS	39530-0000
COFER	SHARON	A APT 1 1810 VIRGINIA AVE KNOXVILLE	TN	37921-0000
COHEN	STEPHEN	GA 146 BANK ST NEW YORK	NY	10014-0000
COMDISCO		BG 20 3RD FLR CE 130SLO 7619 HOUSTON	TX	77060-0000
COMDISCO		20 3RD FLR HOUSTON	TX	77060-0000
COMMITTEE MONENCOSCONSULTANTS LT REDT		ANNUITY PLAN PO BOX 6088 STATION A MONTREAL CANADA	FA	00000-0000
COMPUTER GENERATION				
		3855 PRESIDENTIAL PKWY		

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CONE	LOUIS	ATLANTA	GA	30340-0000
		C 568 NO FIRST ST		
		RATON	NM	87740-0000
CONFED ADMINISTRATION SERVICES		PO BOX 105103		
		ATLANTA	GA	30348-0000
CONNECTICUT GENERAL		PO BOX 2005		
		FARMINGTON	CT	06032-0000
CONNECTICUT GENERAL		PO BOX 8011		
		PLAINVILLE	CT	06062-0000
CONNECTICUT GENERAL		PO BOX 9012		
		SHERMAN	TX	75090-0000
CONNECTICUT GENERAL		201 INTERNATIONAL CIRCLE		
		HUNT VALLEY	MD	21030-0000
CONTINENTAL INS CO		2 CORPORATE PL SOUTH		
		PICCATAWAY	NJ	08854-0000
COOMER	PEGGYANN	6666 BROOKMONT TER 111		
		NASHVILLE	TN	37205-4632
CORREA	JOSE	V 1112 ROBIN ROAD		
		CLAREMORE	OK	74017-0000
CORREIA	SYLVIA	12301 BLANCO RD 516		
		SAN ANTONIO	TX	78216-0000
CORTINO	JOSEPH	R 301 1300 GULF SHORE BLVD		
		NAPLES	FL	33940-0000
COUCH	WILLIAM	J RTE 1		
		FIVE POINTS	TN	38457-0000
COX	CHARLOTTE	A 338 1351 HAMPSHIRE		
		ST LOUIS PARK	MN	00000-0000
COWELL	HERMAN	1613 BRIDGEMILL DR P		
		MARIETTA	GA	30067-8365

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CRAIG	MICHAEL	E 26 BOQUET			MO	65473-1010
		FT LEONARD WOOD				
CRAMPTON	EVELYN	8137 CENTURY CIRCLE EAST			IN	46260-0000
		INDIANAPOLIS				
CRAWFORD	MIMI	BOX 372			PR	00602-0000
		YAUCO				
CREIGHTON	ALMINA	M 3541 WINCHESTER RD			PA	18195-0501
		ALLEN TOWN				
CRONIN	JOSHUA	J BOX 3484			NY	10997-0000
		WEST POINT				
CROSBIE	JAN	1402 E LOS OLAS BLVD			FL	33301-0000
		FT LAUDERDALE				
CT GEN LIFE INS CO		PO BOX 2005			CT	06032-0000
		FARMINGTON				
CUMMING	ROBERT	A 4488 ST JAMES ROAD			OH	43356-0000
		WALDO				
CUMMING	WANDA	M 4488 ST JAMES ROAD			OH	43356-0000
		WALDO				
CUMMINGS	CONRAD	M 17107 KINGSWALK LANE			TX	77070-0000
		HOUSTON				
CUMMINGS	LEIGH	M 17107 KINGSWALK LANE			TX	77070-0000
		HOUSTON				
CYBERNETIC SYSTEMS INC		1303 N 76TH ST			PA	00000-0000
		PHILADELPHIA				
DALENBURG	PAUL	GENERAL DELIVERY			TN	38555-0000
		CROSSVILLE				
DAMORE	MALVINA	845 TAYLOR DRIVE			PA	19032-0000
		FOLCRAFT				
DANIELS	MARSHA	776 W 275TH SOUTH			IN	46341-0000
		HEBRON				



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DANIELS	ROBERT	776 W 275TH SOUTH HEBRON	IN 46341-0000
DAURRIL	JOSEPH	PO BOX 270099 TAMPA	FL 33688-0099
DAVIS	ALLENA	436 INDIANA ST VALLEJO	CA 94590-0000
DAVIS	GLORIA	J 201 1ST SOUTHWEST 804 WASHINGTON	DC 20024-0000
DAVIS	JAY	T 201 1ST SOUTHWEST 804 WASHINGTON	DC 20024-0000
DAVIS	MAGGIE	PO BOX 370 BLUE HILL	ME 04614-0000
DAVIS	PURNELL	G 436 INDIANA ST VALLEJO	CA 94590-0000
DAWSON	ZANE	C PO BOX 2327 GULF SHORES	AL 36542-0000
DAY	LISA	PO BOX 49 BASSETT	AR 72313-0000
DELAJURIER	MARY	9308 N CLEVELAND CROWN POINT	IN 46307-0000
DELAWARE SVS			DE 00000-0000
DELGADO	CARMEN	L APT 2 110 BROAD ST NEW BRITAIN	CT 06051-0000
DEMETRALIS	PETER	J SUITE 595 11684 VENTURA BLVD STUDIO CITY	CA 91604-0000
DEPT EMPLOYMENT TRAIN			DE 00000-0000
DERR	RODGER	B	

## COMMISSIONER OF BANKS AND TRUST COMPANIES

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OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

	FPO	NY 09537-0000	
DIAMOND BENEFITS INS	7721 E GRAY ROAD SCOTTSDALE	AZ 85260-0000	
DICKSON	RACHEL	L 2775 FT WOOD RD NE ATLANTA	GA 00000-0000
DINKINS	KENNETH	R PO BOX 810 DALLAS	TX 75221-0000
DINNON	RITA	J 6406 DARLINGHURST HOUSTON	TX 77096-0000
DODDS	MARILYN	34 SCHWARTZ DRIVE OTTUMWA	IA 52501-0000
DOLAN	KATHRYN	PO BOX 11288 DALLAS	TX 75223-0000
DONALD F DUNCAN INC		4602 EAST MOCKINGBIRD LANE PHOENIX	AZ 85028-0000
DONS I G A		225 S 4TH THERMOPOLIS	WY 82443-0000
DOTSON	BETTY	L 8 EVARTS ST NE WASHINGTON	DC 20002-0000
DOTSON	CHRISTINE	E 8 EVARTS ST NE WASHINGTON	DC 20002-0000
DOTZELIII	GEORGE	RD 1 SEVEN VALLEYS	PA 17360-0000
DOZIER	ANNIE	I RR 1 P O BOX 59A ASHFORD	AL 36312-0000
DUGAN	DOUGLAS	65 CENTER STREET LEWISTON	NY 14092-0000
DUNCAN	CAROLYN	W 960 NOBLE FOREST DR NORCROSS	GA 00000-0000

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DUNCAN	DAVID	M 960 NOBLE FOREST DR NORCROSS	GA	00000-0000
DUNCUMB	W	CIRENCESTER GLOS GL77BH ENGLAND	FA	00000-0000
DUNLEAVY	DOLORES	66 LINDEN AVE JERSEY CITY	NJ	07305-0000
DURHAM	LAWRENCE	B 9 SALT STREET SPARTANBURG	SC	29301-0000
DYSON	JO	A 224 SUMMIT RIDGE DRIVE NASHVILLE	TN	37215-0000
E I DUPONT DE NEMOURS CO		PO BOX 2500 BRIDGE CITY	TX	77611-0000
E I DUPONT DE NEMOURS CO		PO BOX 336 BEAUMONT	TX	77704-0000
EALEY	PETER	J BSP CO LTD SERIA BRUNEI BORNO LONDON ENGLAND	FA	00000-0000
EAST TEXAS BOAT CENTER		RT 14 BOX 125 TYLER	TX	75707-0000
EBS INC		PO BOX 97 CHARLESTON	SC	29402-0000
EDITIONS LA FARANDOLA		146 RUE DU FAUBOURG FRANCE POISSNIERE	FA	00000-0000
EDWARDS	CHERYL	A 1306 W SARATOGA BALTIMORE	MD	21223-0000
EDWARDS	MARIE	E APT 505 5262 EDMONDSON PIKE NASHVILLE	TN	37211-0000
ELECTRIFIED DISCOUNTERS		1066 SHERMAN AVE HAMDEN	CT	06514-0000
ELLERMEIER	WILLIAM	F BEN FRANKLIN STATION PO BOX 904 WASHINGTON	DC	20044-9904

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ELLIOTT	CHRISTOPHER	45 DENTONIA PARK AVE TORONTO ONT CAN	FA	00000-0000
ELLISON	BOB	525 NORTH LAUREL AVENUE LOS ANGELES	CA	90048-0000
ELSEVIER SCIENTIFIC PUBLISHING		PO BOX 85 LIMERICK IRELAND	FA	00000-0000
ELSONS OF ILLINOIS INC		2141 POWERS FERRY RD STE 300 MARIETTA	GA	30067-0000
EMBASSY SUITES HOTEL		4650 W AIRPORT FREEWAY IRVING	TX	75062-0000
EMPLOYEE BENEFIT PLAN ADM		BOX 2000 HAMPTON	NH	03842-0000
ENGWIS	LON	J 1406 PARK AVE ANDERSON	SC	29621-0000
EPSTEIN	MARC	101 COLONY RD NEW HAVEN	CT	06511-0000
EQUICOR		PO BOX 99155 DES MOINES	IA	50306-0000
EQUICOR		PO BOX 10370 DES MOINES	IA	50306-0000
EQUITABLE		604 LOCUS STREET PO BOX 1635 DEMONINE	IA	50306-0000
EQUITABLE LIFE ASSUAR		PO BOX 10365 DES MOINES	IA	50306-0000
EQUITABLE LIFE ASSUAR		PO BOX 10366 DES MOINES	IA	50306-0000
EQUITABLE LIFE ASSUR		PO BOX 10365 DES MOINES	IA	50306-0000
ERIC PORTER & CLARKSON		ST MARYS CT NOTTINGHAM NG1 1 ENGLAND		

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 TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

ESCON PRIVATE LIMITED		KARACHI G PAKISTAN	FA	00000-0000
ETTINGER	ELEANOR	20 S MONSEY MONSEY	NY	00000-0000
EUBANKS	RORY	RR 3 BOX 166 FAIRFIELD	IA	52556-0000
EUROMONEY PUBLICATIONS		35 PERRYMOUNT RD ENGLAND	FA	00000-0000
EWING	M	G 12 100 CHARLTON NEW YORK	NY	10014-0000
EXIDE CORP		S 10TH ST MANCHESTER	IA	52057-0000
FAGAN	RONA	G 3140 ZION LANE EL PASO	TX	79904-0000
FARRISH	KATHY	G 7014 LOST THICKET DR HOUSTON	TX	77085-0000
FAULLS	WILLIAM	521 AUD AVENUE SOMERDALE	NJ	08083-0000
FAYETTE COUNTY CLERK		FAYETTE CITY	TN	38068-0000
FEENEY	JAMES	R 3224 ARROWHEAD COURT SW GRANDVILLE	MI	49418-0000
FEIREISEL	VEE	14016 ARDARA CT GLENWOOD	MD	21738-0000
FELSUR	B	303 W COVENTRY CT GLENDALE	WI	53217-0000
FELVEY	JAMES	F 8121 LAKESHORE DRIVE CEDAR LAKE	IN	46303-0000

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FENWICK	LESLIE	401 AMBERSON AVE APT 220 PITTSBURGH	PA	15232-0000
FERKOVICH	J	13227 GABLE DETROIT	MI	48212-0000
FERNANDEZ	TERESITA	2158 TENWAY DR SE GRAND RAPIDS	MI	49506-0000
FERNANDO	NIHAL	6404 RHODE ISLAC AVENUE HAMMOND	IN	46323-0000
FERRARA	RICHARD	A 6555 SUNSET DR MESA	AZ	85205-0000
FERRARA	WILLIAM	R 6555 SUNSET DR MESA	AZ	85205-0000
FERRER	JOSE		DE	00000-0000
FEVIG	KYLE	M 4950 WINESKIN CIR COLORADO SPRINGS	CO	80916-0000
FILMS FOR THE HUMANITIES		PO BOX 2053 PRINCETON	NJ	08543-0000
FINANCIAL SRVS FEDERAL RESBANK		400 LOCUST ST DES MOINES	IA	50309-0000
FISHER	MARSHALL	J 12 100 CHARLTON NEW YORK	NY	10014-0000
FISHER RIVER SCHOOL		KOSTATAK MAN ROC 150 CANADA	FA	00000-0000
FISHER SCIENTIFIC		PO BOX 405 PITTSBURGH	PA	15230-0000
FISHER SCIENTIFIC DEPT 24		PO BOX 405 PITTSBURGH	PA	15230-0000



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FITCH	PO BOX 426 SOUTHFIELD	MI	48075-0000
FITCH	JUDY N RT 1 BUTTS RD BRENTWOOD	TN	37027-0000
FITCH	RONALD T RT 1 BUTTS RD BRENTWOOD	TN	37027-0000
FITZPATRICK	BERYL 330 W 43RD GARY	IN	46408-0000
FIVE G CORPORATION	4131 SPICEWOOD SPRING RD AUSTIN	TX	78759-0000
FLOREZ	JUDY B 3355 BRYANT DENVER	CO	80211-0000
FLOWERS	ROOSEVELT 1209 WOODLARK DR FORESTVILLE	MD	20747-0000
FLYNN	JOHN LA VIDA MARINA 68 ESTATE FRYDENHOJ FA	FA	00000-0000
FORD	CHARLES 1 RR 1 P O BOX 59A ASHFORD	AL	36312-0000
FORD GROUP OFFICE	10845 W WARREN AVE DEARBORN	MI	48126-0000
FORREST	CATHERINE T 60 CAMBRIDGE ST OTTAWA 4 FA	FA	00000-0000
FOX	LARRY R 264 CLINE ST WILKINS TWP	PA	15112-0000
FRANKLIN	GILES 14376 PIEDMONT DETROIT	MI	48223-0000
FRANTZ	ANNA M 122 PECK AVENUE BATTLE CREEK	MI	49017-0000
FRASER	ELIZABETH 60 CAMBRIDGE ST OTTAWA 4 ONTARIO CAN	ONTARIO CAN	

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FRAZIER	ANGELA N 1232 SEASONS PKY NORCROSS	GA	30094-0000
FREDRIKSSON	OLAF K 6039 WEST AIRPORT BLVD HOUSTON	TX	77035-0000
FREEDMAN	DAVID W 299 BROADWAY NEW YORK	NY	10007-0000
FREEMAN	CORDELIA APT 202 5907 CHERRYWOOD LANE GREENBELT	MD	20770-0000
FREEMAN	MAURICE 729 VANCE TOLEDO	OH	43607-0000
FREIFRANVONLINSINGEN	MARION SCHWINDSTR 16 GOOD FRANKFURT GERMANY FA	FA	00000-0000
FRENCH	DECLAN A 878 KROSNO BLVD BAY RIDGES ONT CAN	FA	00000-0000
FRICKE	CHRISTINE 5001 75TH MERRILLVILLE	IN	46410-0000
FRICKE	RAYMOND 5001 75TH MERRILLVILLE	IN	46410-0000
FRITZ	DAVID PO BOX 61961 NEW ORLEANS	LA	70161-0000
FUJI EVENING NEWS	1 9 2 OTEMACHI CHIYODAKU TOKYO JAPAN	FA	00000-0000
GALLO FOODS		DE	00000-0000
GANDERT	SANDRA	DE	00000-0000
GANDERT	SANDRA 2ND FLOOR 550 DOUGLAS STREET READING	PA	19601-0000

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GARBIG	DOUGLAS	G 77 PEMBROKE ST TORONTO ONT CAN	FA 00000-0000
GARDNER	CLYDE	M 3842 TURLEY DRIVE NASHVILLE	TN 37211-0000
GARGIULE	DAVID	C 77 TANGLEWOOD WEST PISCATAWAY	NJ 08854-0000
GEER	REBECCA	5204 50 ST I 105 LUBBOCK	TX 79414-1804
GEITZ	ELIZABETH	C 1 NEW YORK PLAZA NEW YORK	NY 10004-0000
GEMMILL	T	L 844 EAST BELL RD PHOENIX	AZ 85022-0000
GENERAL ELECTRIC COMPANY		PO BOX 843553 DALLAS	TX 75284-0000
GENERAL NILE CO FOR RDS & BRIDGES		4 E 2 FAWALA LAND ABDEEN CAIRO EGYPT	FA 00000-0000
GENOTIS	GEORGE	224 CT HOT SPRINGS	AR 71901-0000
GEORGAS	CONSTANCE	T 1614 FOREST HILLS DR HOLIDAY	FL 33589-0000
GEORGAS	THEODORE	1614 FOREST HILLS DR HOLIDAY	FL 33589-0000
GIBERT	JAMES	R 16 OLD BARNABAS ROAD WOODBIDGE	CT 06525-0000
GILBERT	PATRICIA	B OLD BARNABAS ROAD WOODBIDGE	CT 06525-0000
GILLIARD	SHIRLEY	RT 3 BOX 133 A FLINT	TX 00000-0000
GLAVIN	TIMOTHY	M APT A 2251 DUANE ST LOS ANGELES	CA 90039-0000

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	GLAZER	LEASA	G 308 N 5TH JUNCTION	TX 76849-4122
	GLEN	GEORGE	330 S CROCKER ST LOS ANGELES	CA 90000-0000
	GOLDBECK	LELA	RR2 CTY PP PLYMOUTH	WI 59073-0000
	GOLDEN	MICHAEL	2013 LAKE AVE WHITING	IN 46394-0000
	GOLDILOCK BAKESHOP		14118 WOODWOLF CT HOUSTON	TX 77015-0000
	GOLDSMITH	DANIEL	G11 WINDING WAY DEPTFORD	NJ 08096-0000
	GONZALES	PEDRO		DE 00000-0000
	GOODLOW	ELLA	M 4907 37TH AVE KENOSHA	WI 53142-0000
	GORDON	ROBERT	E 206 BELLINO DRIVE PACIFIC PALISADES	CA 90272-0000
	GOSLINE	EARL	2534 CRESTEDGE DR GARLAND	TX 75042-0000
	GRAHAM	HELEN	S 22 W 72ND PLACE MERRILLVILLE	IN 00000-0000
	GRAMLAUGHLIN	MARIAN	4135 MILLER ANN ARBOR	MI 48103-0000
	GRCHAN	DONNA	J 1430 58 AVENUE N ST PETERSBURG	FL 32202-0000
	GRCHAN	STEVEN	A 1430 58 AVENUE N ST PETERSBURG	FL 32202-0000
	GREAT WEST LIFE ASSURANCE		1675 BROADWAY	

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GREAT WEST LIFE INSURANCE	DENVER	CO	80201-0000
	PO BOX 1130 DENVER	CO	80201-0000
GREEN	EMMA	PA	17031-0000
	5744 STOMY ISLAND GREEN PARK	PA	17031-0000
GREEN	JOHN	TN	37208-0000
	927 BLANK STREET NASHVILLE	TN	37208-0000
GREENBERG	JOEL	NH	03060-0000
	114 DW HGWY 257 NASHUA	NH	03060-0000
GREENDY	SHERIDA	OH	45426-0000
	L APT 113 5402 OAKLAWN DR TROTWOOD	OH	45426-0000
GROENENBOOM	JUDITH	PA	17070-2050
	A 115 ROSEMONT AVE NEW CUMBERLAND	PA	17070-2050
GRUTE	CLAIRE	PA	17031-0000
	2415 MOLARY GREEN PARK	PA	17031-0000
GTR JURIDEK AB		PA	00000-0000
GUERRA	EDWARD	TX	79912-0000
	5740 BEAUMONT ST EL PASO	TX	79912-0000
GUTTERMAN	MARY	WI	54210-0000
	12010 GRASELANE ELLISON BAY	WI	54210-0000
HADNOT	JACKIE	TX	00000-0000
	R RT 2 BOX 350 JASPER	TX	00000-0000
HALLSTROM	DAVID	PA	00000-0000
	M 230 FREDONIA RD GREENVILLE	PA	00000-0000
HAMILTON	DONALD	MO	63120-0000
	5420 W FLORISSANT ST LOUIS	MO	63120-0000
HAMILTON	JANE	TN	37919-0000
	P 5501 RIVERBEND DRIVE KNOXVILLE	TN	37919-0000

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HAMM	MARY	MD	20902-0000
	W 12118 CENTERHILL ST SILVER SPRING	MD	20902-0000
HAMPTON	IRENE	TX	77016-0000
	D 10214 HOLLYGLEN ST HOUSTON	TX	77016-0000
HAND	BRENDA	IN	46311-0000
	L 1011 TOMAHAWK RD DYER	IN	46311-0000
HANKLA	D	OH	43316-0000
	L P O BOX 251 CAREY	OH	43316-0000
HANKLA	GLADYS	OH	43316-0000
	P O BOX 251 CAREY	OH	43316-0000
HANS NENDZA AUSSENHANDELL GMBH		FA	00000-0000
	HEEGBARG 29 PO BOX 65 03 65 D 2000 HAMBURG	FA	00000-0000
HANSEN	ROBERT	MI	48045-0000
	35836 JEFFERSON MT CLEMENS	MI	48045-0000
HARDIN	BENNIE	TX	75237-0000
	R ALD BK OAK CLIFF 129619 DALLAS	TX	75237-0000
HARDIN	DAVID	SC	29223-0000
	L 2805 WALES RD COLUMBIA	SC	29223-0000
HARFORD EMPLOYEES HEALTH		CT	06115-0000
	HARTFORD PLAZA HARTFORD	CT	06115-0000
HAROLD BRIENES ATTORNEY		CT	06604-0000
	1566 PARK AVENUE BRIDGEPORT	CT	06604-0000
HARPER	ELIZABETH	TN	38104-0000
	1244 MADISON AVE MEMPHIS	TN	38104-0000
HARRIS	DELORES	TX	78766-0000
	PO BOX 10113 AUSTIN	TX	78766-0000
HARRIS	DIANE	MI	48232-0000
	B PO BOX 33158 DETROIT	MI	48232-0000
HARRIS	LES	WA	98252-0000
	K PO BOX 62 GRANITE FALLS	WA	98252-0000



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HARRIS	NANCY	P O BOX 11070 LOS ANGELES	CA	90011-0000
HARRISON	ELIZABETH	3245 HARNESSE CREEK RD ANNAPOLIS	MD	21403-0000
HARTFORD		HARTFORD PLAZA HARTFORD	CT	06115-0000
HARTFORD INS		PO BOX 188 ELM SPRINGS	AR	72728-0000
HARTFORD INS CO		HARTFORD PLAZA HARTFORD	CT	06115-0000
HARTFORD INSURANCE			CT	00000-0000
HARTFORD LIFE INS CO		HARTFORD PLAZA HARTFORD	CT	06115-0000
HARVEY	PHILIP	E 511 WESTCHESTER PIKE HAVERTOWN	PA	19083-0000
HAUSCH	MARIE	C APT 222 111 S 2ND KEOKUK	IA	00000-0000
HAVEKOST	CHER		DE	00000-0000
HAWKINS	CALTEN	41 DOBIS AVE PLEASANTVILLE	NJ	08232-0000
HAWKINS	KENNETH	A 1281 BROCKETT ROAD CLARKSTON	GA	30021-0000
HAWKINS	RODNEY	6155 WEBSTER ST PHILADELPHIA	PA	19143-0000
HEALY	PATRICIA	A APT 304 106 SHARON CT LAUREL	MD	20707-0000
HEARD	J	M BOX 4468		

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	MACON		GA	31208-0000
	ELIZABETH	B 3844 MARLOWE MONTREAL CANADA	QUEBEC H4A 3M1 FA	00000-0000
	JOSEPH	6315 SUNSET HAVEN SAN ANTONIO	TX	78249-0000
	JOHN	M 3006 NORTHMOOR TRAIL LONG BEACH	IN	46360-0000
	SAMUEL	H HOLLY TREE GAP ROAD BRENTWOOD	TN	37027-0000
		4500 CLOVIS HWY LUBBOCK	TX	79490-0000
	JEANNE	R 5400 S DELEWARE LITTLETON	CO	80120-0000
	KATHLEEN	M 1468 CRABAPPLE DRIVE RACINE	WI	53405-0000
	WALTER	J 307 BARCELONA DR BRADENTON	FL	33507-0000
	SARA	J 5829 LAKEHURST DALLAS	TX	00000-0000
	EDWIN	50 DELAVAN ST NEW BRUNSWICK	NJ	08901-0000
	LUIS	A 1128 W ARLINGTON ERIE	PA	16509-2109
	MARY	E 720 WEST 9TH STREET DAVENPORT	IA	52804-0000
	RICHA	640 LOPEZ CORPUS CHRISTI	TX	00000-0000
	EMMETT	29 MEADOWBROOK DR EPPING	NH	03042-0000

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HERRON	JANNESSA	A 4314 N EUCLID ST LOUIS	MO 63115-0000
HERSHEY	RAYMOND	1411 WIRT RD 175 HOUSTON	TX 77055-0000
HEWES	JILL	173 LYNDON HEROSA BEACH	CA 90254-0000
HFP SERVICE CORP		FRANCE GENEVE	FA 00000-0000
HGASHP C E SEMINAR		4401 GARTH RD BAYTOWN	TX 77521-0000
HICKMAN	LYNN	CAVE CREEK STAGE BOX 5978 PHOENIX	AZ 85020-0000
HICKS	MELVIN	L 2110 NORTH KEENE AVENUE LOS ANGELES	CA 90059-0000
HIGA	MEGUMI	612 5 TAKAYASU TOMISHIRO OKINAWA 901 JAPAN	FA 00000-0000
HILDRETH	SARAH	H 2807 JEFFERSON AVE NEW ORLEANS	LA 70115-0000
HILL	BARBARA	12 LA CROIX COURT DRIVE ROCHESTER	NY 14609-0000
HILL	KELLY	I 1716 16TH AVE S GREAT FALLS	MT 59405-0000
HILL	MARGARET	R RT 4 BOX 42 SYLVESTER	GA 31791-0000
HILL	THOMAS	F RT 4 BOX 42 SYLVESTER	GA 31791-0000
HIRAOKA	TOSHIO	2217 304 KOKUTAIJI CHO NAKA KU HIROS JAPAN	FA 00000-0000
HIRSCH	GERALD	1676 LINDEN AVE HIGHLAND	KS 66035-0000

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HITCHCOCK	MICHAEL	821 W LIBRA TEMPE	AZ 00000-0000
HOJARA	STEPHANIE	2814 US 31 NORTH NILES	MI 49120-0000
HOLLAND	MARTIN	RT 7 BOX 137 2B ENNIS	TX 75119-0000
HOLLAWAY	KRYSTI	L ROUTE 2 BOX 537 HAYDEN	AL 35079-0000
HOLLISTER	STEPHEN	APT 16 7607 W FOUNTAIN LOS ANGELES	CA 90046-0000
HOLLOWAY TERRACE FIRE CO		HOLLOWAY TERRACE NEW CASTLE	DE 19720-0000
HOOD	GRADY	L 8100 GARMISCH PARTEN WEST GERMANY FA 00000-0000	
HOPPER	WILLIAM	H 2121 W MAIN MESA	AZ 85201-0000
HOPSON	MARILYN	ROUTE 2 BOX 63 WEDOWEE	AL 36278-0000
HORN	STEVE	G 1222 175TH STREET HAMMOND	IN 46324-0000
HUDSON	CRAIG	APT 702 3749 W PIONEER IRVING	TX 75061-0000
HUDSON	JOSEPH	633 WINTON PHILADELPHIA	PA 19148-0000
HUDSON	LEONTINE	M 6410 ABINGTON DR NEW ORLEANS	LA 70126-0000
HUDSON	MARC	A 902 OAK LN PHILADELPHIA	PA 19126-0000
HUETTEL	LEWIS	J P O BOX 617	

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HUFF	JOANNE	1310 N 13TH ST MILWAUKEE	WI	53205-0000
HUFFSMITH	JUDITH	A C402 77 POND AVENUE BROOKLINE	MA	02146-0000
HUFFSMITH	RICHARD	R C402 77 POND AVENUE BROOKLINE	MA	02146-0000
HUGER	GERTRUDE	M 2302 ELBA ST DURHAM	NC	27705-0000
HUGHES	DEBRA	3511 E 51ST KANSAS CITY	MO	64130-0000
HUNT	WILLIAM	H 1958 ROCHELLE AVE FORRESTVILLE	MD	20747-0000
HUTCHINS	ELIZABETH	250 RIDGE PIKE 133A LAFAYETTE HILLS	PA	19444-0000
HYATT REGENCY		GRAND CAYMAN ISLAND B WEST INDIES	FA	00000-0000
IL JIN METAL CO LTD		YANG SAN GUN WOONG SANG MYON KYUNGSANGNAMDO KOREA	FA	00000-0000
ILEKA	FRANCINE	236 CENTRE STREET RUMFORD	RI	02916-0000
INDUATIAL DEVELOPMENT BD		PO BOX 352 HERBER SPRINGS	AR	72543-0000
INDUSTRIA DEL ALCALI SA		LOMA LARGA 2626 COL OBISPADO MEXICO	FA	00000-0000
IOWA HEART CENTER		SUITE 115 1301 PENN AVE DES MOINES	IA	50316-0000
IOWA PHSP			IA	00000-0000

## COMMISSIONER OF BANKS AND TRUST COMPANIES

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IRMSCHER	ELSIE	M 3615 N WASHINGTON RD FORT WAYNE	IN	46804-0000
ITT COMMUNICATIONS SVCS		100 PLAZA DRIVE SECAUCUS	NJ	07096-0000
J&H KYI PREMIUM ACCTG		400 LOCUST STE 600 DES MOINES	IA	50301-0000
JACKSON	JUDY	A 3536 3RD AVE SOUTH ST PETERSBURG	FL	33711-0000
JACKSON	KINGSLEY	W MONTREAL QUEBEC CANADA	FA	00000-0000
JACKSON	PAMELA	D 10091 C NEVILLEWALK ST LOUIS	MO	63136-0000
JACKSON	R	T 3C WILLOW TREE GARTH COCKEYSVILLE	MD	21030-0000
JACOB	ETHLYN	A 16822 E WARREN DETROIT	MI	48224-0000
JACOBS	STEVE	1000 N WATER ST MILWAUKEE	WI	53202-0000
JAFFE	MIRIAM	11 11 DISKIN JERUSALEM 92473 ISRAEL	FA	00000-0000
JAFFE	SIDNEY	11 11 DISKIN JERUSALEM 92473 ISRAEL	FA	00000-0000
JAKSTAS	ALFRED	10737 WELK DRIVE SUN CITY	AZ	85373-0000
JAMES	DONALD	E 2110 NORTH KEENE AVENUE LOS ANGELES	CA	90059-0000
JAMES KERNEY FOUNDATION		TRUST DEPT BOX 8308 TRENTON	NJ	00000-0000
JAROSZ	FRENA	A RFD 4 PO BOX 284 MANCHESTER	NH	03102-0000



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JEANDAAN	DENNIS	J 2821 178TH PLACE HAMMOND	IN 46323-0000
JECH	JEFFREY	H 22950 245TH STREET ELDRIDGE	IA 52748-0000
JECH	ROSINA	H 22950 245TH STREET ELDRIDGE	IA 52748-0000
JEFFERSHARKE	DEBRA	100 B ESSEX AVE NW ATLANTA	GA 30339-0000
JEFFERSON	JEAN	D 25 BROADWAY FLORHAM PARK	NJ 07932-0000
JENNINGS	DRUSTELLA	N 1132 HILDA DR TUPELO	MS 00000-0000
JEPSEN	PHILLIP	R 22 100 N SYCAMORE LOS ANGELES	CA 90036-0000
JETER	ERNEST	A 11235 OAK LEAF DR 513 SILVER SPRING	MD 20910-0000
JO	SUSAN	55 17 32ND AVE WOODSIDE	NY 11377-0000
JOACHIM	EMILY	A APT 11 B SAN TRUCE PUERTO RICO	FA 00000-0000
JOACHIM	WALTER	O APT 11 B SAN TRUCE PUERTO RICO	FA 00000-0000
JOHN HANCOCK		6054 LOVERS LN KALAMAZOO	MI 49002-0000
JOHN HANCOCK INSURANCE		1585 PAOLI PIKE C2670 WEST CHESTER	PA 19380-0000
JOHN HANCOCK PPO		6054 LOVERS LN KALAMAZOO	MI 49002-0000
JOHNSON	DAVID	S 742 CALLE ALLENDA	

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JOHNSON	IRA	SANTA BARBARA 2122 WEST END AVE NASHVILLE	CA 93103-0000
JOHNSON	JANET	10447 268TH COURT TREVOR	TN 37203-0000
JOHNSON	K	1402 E LOS OLAS BLVD FT LAUDERDALE	WI 53179-0000
JOHNSON	NANCY LYNN	1617 SUNSET DRIVE TWIN LAKES	FL 33301-0000
JOHNSON	NATHANIEL	H 118 LIBERTY ST BELOIT	WI 53181-0000
JOHNSON	NORMA	J RT 1 BOX 189A BAILEYS HARBOR	WI 53511-0000
JOHNSON	RICHARD	J 10447 268TH COURT TREVOR	WI 54202-0000
JOHNSON	ROBERT	P 1617 SUNSET DRIVE TWIN LAKES	WI 53179-0000
JOHNSON	SHEPHERD	115 42 217TH ST CAMBRIA HTS	WI 53181-0000
JOHNSON	WILLIAM	E 2037 AQUAMARINE TERRACE SILVER SPRING	NY 11411-0000
JONES	ELIZABETH	PO BOX 942 MINNEAPOLIS	MD 20904-0000
JONES	JEFFREY	W 8100 GARMISCH PARTEN KIRCHEN WEST GERMANY	MN 55440-0000
JONES	KAREN	A 1734 NORTHFIELD EAST CLEVELAND	FA 00000-0000
JONES	PAMELA	D PO BOX 33375 FT SILL	OH 44112-0000
			OK 73503-0000

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JOYCE	MARY	3421 VIRGINIA KALAMAZOO	MI	49004-0000
KANE	TIMOTHY	5673 6TH ST PITTSBURGH	PA	15236-0000
KASS HODGES & MASSAR			DE	00000-0000
KASTOR	WILMA	G 258 ROSEMONT SAN ANTONIO	TX	00000-0000
KAUCHAK	MARK	11315 CRESTFIELD DRIVE HUNTSVILLE	AL	35803-0000
KAUSUBA	RONALD	4 BROOK DRIVE OLDBRIDGE	NJ	08857-0000
KAYE	SIDNEY	R BOX 56272 ATLANTA	GA	30343-0000
KAYSER	MARGARET	90 YORK GATE BLVD M3N ONTARIO CANADA	2C3 PA	DOWNSVIEW 00000-0000
KEARNEY	RICHARD	2C 2214 BORDRAU WALK HIGHLAND	IN	46322-0000
KEARNEY	ROBERT	2C 2214 BORDRAU WALK HIGHLAND	IN	46322-0000
KEARNY	CHRISTOPHER	227 FINALE TERRACE SILVER SPRINGS	MD	20901-0000
KEE	DEBORAH	W APT 708 751 RUNYAN DR CHATTANOOGA	TN	37405-0000
KEE	KELLY	V 1921 CAMMANCHI ST OCEANSIDE	CA	92056-0000
KEISER	RAYMOND	O 831 69 AVE PHILADELPHIA	PA	19126-0000
KELLER	MARY	1139 WAYBURN GROSSE POINTE PK	MI	48201-0000

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KELLY	ELIZABETH	M APT 306 815 WINTERS LN CANTONSVILLE	MD	21228-0000
KELLY	KIMBALL	B 515 OSAGE DR DYER	IN	46311-0000
KEMANORD INDUSTRIKEMI		BOX 11535 S 10061 STOCKHOLM SWEDEN	FA	00000-0000
KEMNETZ	ROBERT	A206 12900 VONN ROAD LARGO	FL	34644-0000
KERR ELECTRIC		1711 WISCONSIN MERRYSVILLE	MI	48040-0000
KERROBERT SCH DIV 44		BOX 470 KERROBERT SASK SOL IRO CANADA	FA	00000-0000
KERSHNER	BRYSON	RDI PAWLINGS ROAD PHOENIXVILLE	PA	19460-0000
KETCHEL	JOHN	10529 CAMBRIDGE CT GAITHERSBURG	MD	20879-0000
KHIDIRIAN	CAROLINE	651 SE 15TH AVE BOYNTON BEACH	FL	00000-0000
KIDDER PEABODY & CO		PO BOX 12089 NEWARK	NJ	07101-0000
KIDDER PEABODY & CO INC		PO BOX 12089 NEWARK	NJ	07101-0000
KIICHIRO	HASEGAWA	25 7 HAKOZAKI CHO NIHONBASHI CHUO TOKYO JAPAN	FA	00000-0000
KILNER	P	171 INDUSTRIAL DR PITTSBURGH	PA	15275-0000
KIM	CW	9609 WHITE OAK MUNSTER	IN	46321-0000
KIPPER	HEINZ	127 AVE CHARLES DE GAULLE		

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KLIKUNAS	FRANK	NEULLY FRANCE	FA	00000-0000
KLIKUNAS	LUCILLE	528 YARNELL FENTON	MO	63026-0000
KLIKUNAS	MARVIN	528 YARNELL FENTON	MO	63026-0000
KLOPFER	HELEN	L 2221 N ROSEMONT BLVD TUCSON	AZ	85712-0000
KLUMPP	EDWARD	P H 2209 OAKVILLE ONTARIO L6H 2 CANA FA	00000-0000	
KLUMPP	KATHRYN	P H 2209 OAKVILLE ONTARIO L6H 2 CANA FA	00000-0000	
KNOLL	DALE	J 1952 WALLACE AVE MARSHALLTOWN	IA	50158-0000
KOCH	DANIEL	912 GRAND CT DAVENPORT	IA	52803-0000
KOHL	JEANETTE	1409 MILLERS COURT NOBLESVILLE	IN	46060-0000
KOHL	RICHARD	1409 MILLERS COURT NOBLESVILLE	IN	46060-0000
KRAUSE	FREDA	AM SCHWANENTEICH GERMANY FA	00000-0000	
KRAUSE	KURT	AM SCHWANENTEICH GERMANY FA	00000-0000	
KROUSE	ECHO	D RRT 1 BOX 481 MORAN	KS	00000-0000
KUDJAWU & CO TRADEMARKS		DERBY AV PO BOX 294 ACCRA GHANA WEST AFRICA	FA	00000-0000

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KUMMER	DAVID	A 1756 COUNTRY TERRACE MERIDIAN	ID	83642-0000
KUMMER	GAIL	T 1756 COUNTRY TERRACE MERIDIAN	ID	83642-0000
LADECO		CASILLA 13740 AVDA PRESIDENTE BULNCS SANTIAGO CHILE	FA	00000-0000
LAGE	GUSTAVO	A 7820 N MOCKINGBIRD LANE PARADISE VALLEY	AZ	85253-0000
LAGERQUIST	AMANDA	KELLER BEND ROAD ROUTE 1 CONCORD	TN	37912-0000
LANDRY	JUDY	10116 LOS ALTOS SHREVEPORT	LA	71115-0000
LANE	CHARLES	R BOX 4354 ALBUQUERQUE	NM	87106-0000
LANE	PAT	11010 N 73RD ST SCOTTSDALE	AZ	00000-0000
LANSANG	LADISLADM	DEDEDO LIGUAM TERRACE GUAM	FA	00000-0000
LAPORTE FAMILY CLINIC		410 E FAIRMONT PKWY LA PORTE	TX	77571-0000
LARMON	JUDITH	R 4343 COLFAX GARY	IN	46408-0000
LAUB	JANET	4157 SUMTER SQ FT COLLINS	CO	80525-0000
LAUB	LEON	4157 SUMTER SQ FT COLLINS	CO	80525-0000



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LAWRENCE	DAVID	PO BOX 331 MANCHESTER	MI	48158-0000
LEASS	DONALD	L SUITE 105 17070 RED OAK HOUSTON	TX	77090-0000
LEE	GLORIA	O 809 RIPLEY STREET DAVENPORT	IA	52801-0000
LECH	CATHERINE	7345 ASH PRAIRIE VILLAGE	KS	66208-0000
LELLAND	GRACE	W 269 825 CREEK DRIVE WAUKESHA	WI	53186-0000
LEMBKE	DORISMAE	STAR RTE BOX 120 MAHONEN	MN	56557-0000
LEMO	JEFFREY	S 1336 BOSTON POST RD MADISON	CT	06443-0000
LETSON	AUSTIN	304 WRIGHT DRIVE SELMA	AL	36701-0000
LEWIS	C	3400 LLOYDS LANE A 6 MOBILE	AL	36693-0000
LEWIS	GLORIA	M 12418 SUNGATE LANE HOUSTON	TX	77071-0000
LICHTONWALTE	VIRGINIA	L 2403 MANANA ST AUSTIN	TX	78732-0000
LIGGINS	VICKIE	1725 W CARIBARA DRIVE ATLANTA	GA	30316-0000
LINCOLN NATIONAL		PO BOX 49219 COLORADO SPRING	CO	80949-0000
LIPPARD	NINA	R R 1 PO BOX 163 WEST ALTON	MO	63386-0000
LIPSCOMB	BURLEY	S 4417 515 MADISON ST		

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	TROY		OH	45373-0000
	BEULAH	M 5124 25TH AVE KENOSHA	WI	00000-0000
	JAYNE	620 GARDNER DR HARRISBURG	PA	17111-0000
	JOSEPH	3709 COLUMBIA DRIVE LONGMONT	CO	80501-0000
		WORTHINGTON W SUSEX ENGLAND UK FA 00000-0000		
	STEPHEN	G 1001 CHERYL BURKBURNETT	TX	76354-0000
	JULIE	896 S PANTANO ROAD TUCSON	AZ	85710-5875
	SHARON	896 S PANTANO ROAD TUCSON	AZ	85710-5875
	HOBART	E 2716 BEDFORD HIGHWAY ATLANTA	GA	30300-0000
	JOAQUIN	K 1388 LOWELL BLVD DENVER	CO	80204-0000
	LEONARD	APT 35F 7004 BLVD EASST GUTTENBERG	NJ	07093-5030
	PHILIP	12 GARDEN LANE NEW ORLEANS	LA	70124-0000
	MARK	A 151 EMERALD BAY LAGUNA BEACH	CA	92651-0000
	HATTIE	J BROUGIERSTR 23 LINDAU B GERMANY	FA	00000-0000
		5517 96TH ST LUBBOCK	TX	79424-0000
		LUBBOCK DIETETIC ASSOC		

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LUDAN	LOUIS	4913 MILWAUKEE DENVER	CO	80216-0000	MACKECHNIE	HUGH	A SUITE 110 5750 LARCH ST VANCOUVER CANADA	FA	00000-0000
LUNDY	JOHN	E 11305 7TH ST E TREASURE ISLAND	FL	33706-0000	MADALA	MARCELLA	856 SOUTH VAN GORDON CT 5106 LAKEWOOD	CO	80228-0000
LUNDY	JUDITH	A 11305 7TH ST E TREASURE ISLAND	FL	33706-0000	MAGAZZENI	GASPARE	SUITE 110 1811 CHESTNUT STREET PHILADELPHIA	PA	19103-0000
LUSTER	LEONTINA	C APT 208 55 SKY PARKWAY SACRAMENTO	CA	95823-0000	MAGGIO	EDITH	VON SCHROEDERS 238 INA DEL MAR CHILE	FA	00000-0000
LUSTER	STEPHEN	J APT 208 55 SKY PARKWAY SACRAMENTO	CA	95823-0000	MAGGIO	GLADYS	VON SCHROEDERS 238 INA DEL MAR CHILE	FA	00000-0000
LUX	MABEL	61 WHITMAN STREET BRICKTOWN	NJ	08723-0000	MAGHAZEHE	BAHRAM	519 VILLAGE OF PENNBROOK LEVITTOWN	PA	19054-0000
LUZAN	LOUIS		DE	00000-0000	MAIBENCO	DOUGLAS	33910 EDNA FARMINGTON HILLS	MI	48024-0000
LYNNS MARINA SALES INC			TX	76012-0000	MAIBENCO	HELEN	33910 EDNA FARMINGTON HILLS	MI	48024-0000
LYON	CHARLOTTE	H 2264 SELMA AVE YOUNGSTOWN	OH	44504-0000	MAKOWSKI	DAVID	6200 N ORACLE RD APT 230 TUCSON	AZ	85704-0000
LYONS	BRIAN	K APT 3210 9407 E 65TH TULSA	OK	74133-0000	MALONE	JEROME	J 1810 ROMAN FOREST BLVD NEW CANEY	TX	77357-0000
LYONS	DAVID	845 HIGHWAY LARSEN	WI	54947-0000	MALONE & HYDE INSURANCE		BOX 2119 MEMPHIS	TN	38101-0000
LYONS	MARY	845 HIGHWAY LARSEN	WI	54947-0000	MAMEL CORPORATION		PO BOX 752 NORRISTOWN	PA	19404-0000
M BINLADIN ORGANIZATION		PO BOX 105 RIYADH SAUDI ARABIA	FA	00000-0000	MANNING	SYLVELIN	E 5218 MILWEE NO 39 HOUSTON	TX	77092-0000
					MARCELLE	AGATHA	K 2000 MAIN PL HAMILTON ONT CAN	FA	00000-0000
					MARCOTTE	RALPH	P 5 DERBYSHIRE COURT		

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MARION	JAMES	BETHESDA	MD	20817-0000
		L P O BOX 11070		
		LOS ANGELES	CA	90011-0000
MARKUT	RICHARD	H 192 HOWE AVE	CT	00000-0000
		SHELTON		
MARRIOTT	ROBBIE	G 3000 WOODLAND PARK 412	TX	77082-0000
		HOUSTON		
MARSH	JOHN	M RR 2 BOX 105	WI	54968-0000
		PRINCETON		
MARTELLA	RICHARD	2193 DEPEW	CO	80214-0000
		EDGEWATER		
MARTIN	IRENE	2748 FLOCIAN	MI	48212-0000
		DETROIT		
MARTIN	KAREN	L 5 FLOURITE COVE	AR	72212-0000
		LITTLE ROCK		
MARTIN	WALTER	A 5 FLOURITE COVE	AR	72212-0000
		LITTLE ROCK		
MARTINEZ	LEONA	A 10002 E 17TH AVE 308	CO	80218-0000
		DENVER		
MASON	KATRINA	1543 J SPARTAN VILLAGE	MI	48823-0000
		EAST LANSING		
MATHES	ROBERT	S	AR	00000-0000
MATSUZAKI	HIDE	MAIZURU 2 1 20 CHUO KU FUKUNKA	FA	00000-0000
		JAPAN		
MATTSON	WALTER	RTE 1 BOX 62	MN	56570-0000
		OSAGE		
MAUSER	GENE	F 8209 199TH AVE	WI	53104-0000
		BRISTOL		

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MAVIS	J	W APT U4 2600 KANNER HIGHWAY	FL	33497-0000
		STUART		
MAXITROL		23555 TELEGRAPH ROAD	MI	48037-0000
		SOUTHFIELD		
MAYHEM	ALICE	1270 FIFTH AVE	NY	10029-0000
		NEW YORK		
MAZADA MFG		1 MAZDA DR	MI	48134-0000
		FLAT ROCK		
MAZDA MFG		1 MAZDA DR	MI	48134-0000
		FLAT ROCK		
MCCLINTOCK	DALE	2427 LETROBE COURT	KY	42301-0000
		OWENSBORO		
MCCLINTOCK	NANCY	2427 LETROBE COURT	KY	42301-0000
		OWENSBORO		
MCCORMICK	JOSEPHINE	761 S W 5TH ST	FL	33432-0000
		BOCA RATON		
MCDONALD	MARTIN	11325 271ST AVENUE	WI	53179-0000
		TREVOR		
MCDONALD	MONICA	11325 271ST AVENUE	WI	53179-0000
		TREVOR		
MCDONALD	PAULINE	J 1945 NW 18TH	OK	00000-0000
		OKLAHOMA CITY		
MCDUGALL	DOROTHY	A 395 GARDEN LANE NW	GA	30309-0000
		ATLANTA		
MCGHEE	MICHAEL	E KIRBY MUXLOE WHITE COTTAGE	DE	00000-0000
		FOREST DR		
MCGINNIS	ALOYSIUS	2697 ARAMINGO AVE	PA	19125-0000
		PHILADELPHIA		
MCINTYRE	AGATHA	V 318 E WALLACE AVE	PA	16101-0000
		NEW CASTLE		



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MCINTYRE	RENEE	S 165 3226 LAS VEGAS TRAIL FORT WORTH TX	76116-0000
MCKEOWN	JOAN	L 8 PARK PL SHORT HILLS NJ	07078-0000
MCKINNEY	JERRY	A 501 NAPA VALLEY RD 601 LITTLE ROCK AR	72211-0000
MCKINNEY	KATHY	J 501 NAPA VALLEY RD 601 LITTLE ROCK AR	72211-0000
MCLAIN	DENNIS	D 2907 WHITTINGTON PLACE TAMPA FL	30618-0000
MCLAIN	SHARON	A 2907 WHITTINGTON PLACE TAMPA FL	30618-0000
MCLAUGHLIN	INA	ONTARIO CANADA 95 WELLINGTON ST CANADA	FA 00000-0000
MCMAHAN	ANN	E 1271 WEST 45TH STREET JAX FL	32204-0000
MCNERNEY	JENNIFER	E T2V139 CALGARY 7704 5TH STREET SW ONTARIO CANADA	FA 00000-0000
MEDICAL COPY SERVICES INC		1315 WALNUT STREET PHILADELPHIA PA	19107-0000
MEDICO INC		401 W UNIVERSITY EDINBURG TX	78539-0000
MEDLENKA	G	E 1511 ANSBURY DR HOUSTON TX	77018-0000
MEDRAD		271 KAPPA DR PITTSBURGH PA	15238-0000
MEEHAN	JOSEPH	495 BROADWAY LONG BRANCH NJ	07740-0000
MEEHAN COMPANIES INC			

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MEGLI	LORIS	DETROIT MI	48207-0000
	RT 4 LAMAR	MO	64759-0000
MEISGEIER	GILL	12026 ANTIOCH ROAD TREVOR WI	53179-0000
MEISGEIER	MARK	F 12026 ANTIOCH ROAD TREVOR WI	53179-0000
MEMORIAL CARE DISTRIBUTORS CENTER		13715 MURPHY RD STAFFORD TX	77477-0000
MENENDEZ	PATRICIA	L 33217 BARRINGTON WESTLAND MI	48185-0000
MERCHANT	SHAUN	B 8100 GARMISCH PARTEN WEST GERMANY FA	00000-0000
MERLIN	MIKE	F 1197 LYNBROOK WAY SAN JOSE CA	95129-0000
MERTON E LIBBY MEM SCHOLARSHIP FUND E		19 H TALMAR WOOD ORONO ME	04473-0000
MERTON LIBBY MEM SCHOLARSHIP FUND		19 H TALMAR WOOD ORONO ME	04473-0000
MESSECAR	NORA	J PO BOX 1506 WICKENBURG AZ	85358-0000
METROPOLITAN		PO BOX 2619 PITTSBURGH PA	15230-0000
METROPOLITAN LIFE		PO BOX 17000 GREENVILLE SC	29606-0000
METROPOLITAN LIFE INS		PO BOX 17000 GREENVILLE SC	29606-0000
METROPOLITAN LIFE INS CO		2 MELLON BANK CENTER PITTSBURGH PA	15219-0000

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METROPOLITAN LIFE ISN	PO BOX 17000 GREENVILLE	SC	29606-0000
METROS	CAROL 7237 JEFFERSON AVE HAMMOND	IN	46324-0000
METZGER	ROBERT O 119 RUE DE LAUSANNE GENEVA SWITZERLAND	FA	00000-0000
MEYER	ELLA C 619 S NEVADA DAVENPORT	IA	52802-0000
MEYER	MARIE A 123 S GORE WEBSTER GROVES	MO	63119-0000
MICRO TECHNOLOGY INC	PO BOX 165 ROCHESTER	MI	48063-0000
MIDDLETON	LAURA 1425 LAKE CALAIS F BATON ROUGE	LA	70808-0000
MIKELS	GREGORY J APT 3 518 SO LINCOLN DAVENPORT	IA	52802-0000
MILETTI AUSTIN HARRIS INC	1567 PALISADES AVE PO BOX 266 FORT LEE	NJ	07024-0000
MILLER	DOROTHY G KINGSTON 10 CIRCLE VALLEY BOX 131 JAMAICA WEST INDIES	FA	00000-0000
MILLER	JAMES H 3439 N DRUID HILLS DECATUR	GA	30021-0000
MILLER	MARY A 126 WOODVIEW DR DOYLESTOWN	PA	18901-0000
MILLER	RONALD RD 2 BOX 283 TRAILER B LANDISBURG	PA	17040-0000
MILLS	JAMES L 116 JADETREE DR COLUMBIA	SC	29061-0000
MINGO	DAVID 38 LANARK NEWARK	NJ	07106-0000

## COMMISSIONER OF BANKS AND TRUST COMPANIES

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OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

MINGO	LILLIE 38 LANARK NEWARK	NJ	07106-0000
MINI MART	907 POPLAR CASPER	WY	82601-0000
MINISSALE	JOSEPH N 790 WASHINGTON ST DENVER	CO	80203-0000
MINSKY	ALFRED 712 N WASHINGTON DALLAS	TX	75246-0000
MITCH	AMY 2065 KEMERY RD AKRON	OH	44313-0000
MITCHELL	LAIN M APT 05 1347 BAYVIEW AVE TORONTO ONT CAN	FA	00000-0000
MITCHELL	WILLIAM LAING TWINHOLM TWO MAIN ST SCOTLAND DG BRITAIN	FA	00000-0000
MOFFATT	ELIZABETH 70 MERRIEL AVE GREEN PARK	PA	17031-0000
MOLINE	DOUGLAS J 504 N ADAMS MASON CITY	IA	50401-0000
MONEY	DOROTHY E 14040 PEYTON DRIVE DALLAS	TX	75240-0000
MONTES	ANTHONY 6790 W 199TH STREET ALOHA	OR	97007-0000
MONTEZ	GUADALUPE 552JM OSTREY CALEXICO	CA	92231-0000
MONY	PO BOX 105090 ATLANTA	GA	30348-0000
MOORE	GERALDINE G 434 LAWTON ORANGEBURG	SC	29115-0000
MOORE	KEVIN 434 LAWTON		

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MOORE	OSCAR	J 400 N OAKHURST BEVERLY HILLS	CA	92100-0000
MOORE	RICHARD	J 245 US 41 SHEREVILLE	IN	46375-0000
MORAN	PAUL	ETOBICOKE M9C 1W9 ONT CAN	FA	00000-0000
MORERIA	GEORGE	5 STANLEY ST NAUGATUCK	CT	06770-0000
MORGAN	DANIEL	2721 KNOLLWOOD CT PLANO	TX	75075-0000
MORITA	DANE	70 S BOULDER CIRCLE 7034 BOULDER	CO	80303-0000
MORRIS	KEVIN DYER	J 1011 TOMAHAWK RD	IN	46311-0000
MORRIS	MAYTE	RICHI COURT APT 4D SOI 15 SUKHUMVIT	FA	00000-0000
MORRIS	WILLIAM	W 2102 W MISTLETOE SAN ANTONIO	TX	79201-0000
MOSS	STEVEN	736 S EMERSON DENVER	CO	00000-0000
MOTOROLA		PO BOX 29005 PHOENIX	AZ	85038-0000
MOTOROLA INC		PO BOX 29005 PHOENIX	AZ	85038-0000
MOYLE	VONDELLE	C 4304 LAKEHAVEN DR NE ATLANTA	GA	00000-0000

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 TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

MUHAMMAD	SHIRLEY	RT 1 BOX 800 LITTLE ROCK	MA	39337-0000
MULBERG	CHARLES	A 2201 ACACIO PARK LYNDHURST	OH	44124-0000
MULLER SIRHALL & ASSOC		SUITE 434 3131 S VAUGHN WAY AURORA	CO	80014-0000
MUNNS	JOHN	J 2302 ELBA ST DURHAM	NC	27705-0000
MURPHY	BRENDA	J 11728 W 117TH AVE CEDAR LAKE	IN	46303-0000
MURPHY	CHARLOTTE	D APT 3 101 PROSPECT AVE HACKENSACK	NJ	07601-0000
MURPHY	JAMES	E 11728 W 117TH AVE CEDAR LAKE	IN	46303-0000
MURPHY	WILLIAM	8306 WHISPERING PINES CIRCLE GERMANTOWN	TN	38138-0000
MUST SOFTWARE INTL		PO BOX 120228 STAMFORD	CT	06912-0000
MUTUAL FIRE MARINE & INLAND INS CO		17TH FLOOR EAST TOWER 1500 MARKET ST PHILADELPHIA	PA	19102-0000
MUYSKENS	DON	1900 HUB TOWER DES MOINES	IA	00000-0000
MYERS	STEVE	1009 CAMDEN COFFEYVILLE	KS	67337-0000
MYERS	VICKY	L APT 12903 BRANT ROCK DR HOUSTON	TX	77082-0000
MYRNAME HOME & SCHOOL		MYRNAME ALTA TOB 3KO CANADA	FA	00000-0000
NAGY	CAROL	D 9 KINGSWICK APT THOROFARE	NJ	08086-0000



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NAIDOT & CO	10 BANK ST NEWARK	NJ	07102-0000
NAKAI	NOBUYUKI AICHI 455 3 14 21 605 KOYO NOGOYA CITY JAPAN	FA	00000-0000
NAREM	HARLAND J 4004 VICKY BIG SPRING	TX	79720-0000
NAT BENEFIT CORP	110 GABRATTAL HORSHAM	PA	19044-0000
NATHIONAL PROP ANA	1818 MARKET ST PHILADELPHIA	PA	19103-0000
NATIONAL BENEFIT CORP	110 GILBERTAR ROAD HORSHAM	PA	00000-0000
NATIONAL BENEFIT LIFE INSURANCE	VALLEY FORCE	PA	19482-0805
NATIONAL PROPERTY ANALYSTS	1818 MARKET ST PHILADELPHIA	PA	19103-0000
NATIONAL UNION	PO BOX 1415 EAST ORANGE	NJ	07019-0000
NATIONAL UNION FIRE	301 5TH AVE PITTSBURGH	PA	15222-0000
NATL UNION FIRE INS CO	301 5TH AVE PITTSBURGH	PA	15222-0000
NCLEOD	SYLVIA H 309 WEST DRIVE DUBLIN	GA	31021-4857
NEFTECHIM EXPORT	3 5 KOPIEVSKI LANE MOSCOW 103009 USSR	FA	00000-0000
NELCH	KATHLEEN L APT 201 1720 PACIFIC AVE VENICE	CA	90291-0000
NELSON	MAJORIE A 1400 W 15 AVE		

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NELSON	WILLIAM J APT 502 955 BUSH ST SAN FRANCISCO	CA	94109-0000
NEW ENGLAND MUTUAL	SUITE 400 1200 ASHWOOD PARKWAY ATLANTA	GA	30338-0000
NGMEO PROFIT SHARING PL	1900 HUB TOWER DES MOINES	IA	00000-0000
NICHOLLS	CHESTER 402 NORTH COLEMAN MARIONVILLE	MO	65705-0000
NICHOLS & ASSN	STE 215 5121 MARYLAND WAY BRENTWOOD	TX	77901-0000
NICKENS	ALTA R R 1 PO BOX 163 WEST ALTON	MO	63386-0000
NIKO ROBOTIC CORP	21277 BRIDGE STREET SOUTHFIELD	MI	48034-0000
NOBLE	PHILLIP 3489 S DAHLIA DENVER	CO	80206-0000
NONROSENTHAL	GEORGE SCHWINDSTR 16 GOOD FRANKFURT GERMANY FA	00000-0000	
NORRIS	MARK 3922 S MADISON PLACE TULSA	OK	74105-0000
NORTH AMERICAN PHILLIP	PO BOX 768 CHESHIRE	CT	06410-0000
NORTHWEST NATL LIFE INS	PO BOX 650049 DALLAS	TX	75265-0000
NORTHWESTERN LIFE	PO BOX 5222 NORWALK	CT	00000-0000
NORTHWESTERN NAT L LIFE	SUITE 500 5900 PRINCESS GARDEN PKWY LAN HAM	MD	20706-0000

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NOWAK	LUCILLE	1125 BRYANT ST SW WYOMING	MI	49509-0000
NURALA	RAVI	251 W DEKALB PIKE D 814 VALLEY VIEW KING OF PRUSSIA	PA	19406-0000
NYLANDER	LEE	R 1409 W PAISANO ROCFORT	TX	78382-0000
OEI	JOSEPH	SUITE 4 2300 W MICHIGAN MIDLAND	TX	79701-0000
OFTEDAHL	EDWIN	N 12 LA CROIX COURT DRIVE ROCHESTER	NY	14609-0000
OFTEDAHL	WANDA	A 12 LA CROIX COURT DRIVE ROCHESTER	NY	14609-0000
OHMEDA		DRAWER CS198437 ATLANTA	GA	30384-0000
OLEARY	ANITA	603 TARPLEY AVE MARYVILLE	TN	37801-0000
OLEARY	CORNELIUS	603 TARPLEY AVE MARYVILLE	TN	37801-0000
OLEARY	MARGARET	K 603 TARPLEY AVE MARYVILLE	TN	37801-0000
OLIVER	RAMONA	L 1523 UAPPOO RD CHARLESTON	SC	29407-0000
OLSON	CRAIG	J 3096 TEARDROP CIRCLE COLORADO SPRINGS	CO	80917-0000
OMAN	JOHN	A 900 FRANKLIN RD BRENTWOOD	TN	37027-0000
ONEALDAVIS	DAN	210 HILLWOOD BLVD NASHVILLE	TN	37205-0000
ORR	RACHEL	L 1112 CAIN OAK DR KNOXVILLE	TN	37919-0000

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OSBORNE	MATTIE	210 1012 PROSPECT AVE CLEVELAND	OH	44115-0000
OSWALD	JOHN	1300 FAYETTE ST CONSHOHOCKEN	PA	19428-0000
OVERTON	BEBY	S COLONIA CUAUTEMCO 5DF FA	60056 MEXICO	00000-0000
OWENS	PAUL	L 133 EAST 73RD NEW YORK	NY	10021-0000
PAINE WEBBER INCORORAT		1000 HARBOR BLVD WEEHAWKEN	NJ	07087-0000
PAN AMERICAN LIFE		SUITE E 1011 N BON MARCHE DR BATON ROUGE	LA	70806-0000
PARKER	MIRIAM	12899 CENTRAL AVE ALBUQUERQUE	NM	87194-0000
PARKINS	DANNY	M 9000 PENNSYLVANIA AVE SILVER SPRING	MD	20910-0000
PARSONS	FRANK	L RT 4 BOX 163 DELAVAL	WI	53115-0000
PARTY LINEN SUPPLY		PITTSBURGH	PA	00000-0000
PASAO	ABELARDO	G PO BOX 9222 DEDEDO GUAM	GUAM	00000-0000
PATCON PRIVATE LTD		7A LALA LAJPAT RAI SARANI CALCUTTA 7000 20	FA	00000-0000
PATCON PRIVATE LTD		7A LALA LAJPAT RAI SARANI CALCUTTA 70020	FA	00000-0000
PATEL	SUNILKUMAR	KENTON MIDDX LONDON 0	FA	00000-0000
PATTERSON	RONALD	K 2600 MISSION RIDGE		

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PC LAND	BARBOSA 27 BAYAMON	TX 75075-0000
PEACH STATE MARKETING	SUITE 317 ATLANTA	GA 30309-0000
PED NURSING SEMINAR	ANTHONY J JANNETTI INC PITMAN	NJ 08071-0000
PEEK	JENNIFER	2905 COBB PARKWAY ATLANTA
PERRY	FRANCES	J 10306 DEANNE DRIVE SUN CITY
PERRY	THEODORE	N 10306 DEANNE DRIVE SUN CITY
PERRY DRUGS 172	5400 PERRY DRIVE PONTIAC	MI 00000-0000
PETERSON	FRANK	A 4253 SW PATRICK PL PORTLAND
PETROSINO	LAWRENCE	1211 N SARAH MISHAWAKA
PETROSINO	MADELINE	1211 N SARAH MISHAWAKA
PEYTON	HENRI	M 178 29 EVELETH RD ST ALBANY
PFEIFFER	JUDY	KIENTALERNOF CH 3723 KIENTAL SWITZER
PHILLIPS	RONA	DE 00000-0000
PHOEBUS	JOHN	A 1938 FLAT SHOALS RD RIVERDALE

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PINKERTONS INC	PO BOX 8500 PHILADELPHIA	PA 19178-0000
PLANTWISE INC	SUITE 504 3104 E CAMELBACK RD PHOENIX	AZ 85016-0000
PLATT	LYDA	M
POIRIER	JOSEPH	M 2017 HEADLANDS CIRCLE RESTON
POLZOIDES	A	J WEST MIDLANDS ENGLAND FA 00000-0000
POMEROY	BRENDA	DE 00000-0000
POUGH	STEVEN	11718 WYANDOTTE KANSAS CITY
POULTER	ANDREW	131 WEST END AVENUE SHREWSBURY
POWERMATIC HOUNDAILLE INC	UMA	PO BOX 70 MCMINNVILLE
PRAKASH	UMA	SANTA CRUZ W BOMBAY INDIA FA 00000-0000
PRESTON CO		151 EASTON BLVD PRESTON
PRICE	PENNY	R 4804 W NORTHERN AVE GLENDALE
PRINCIPAL FINANCIAL ATTN		711 HIGH STREET DES MOINES
PRINCIPAL MUTUAL LIFE		711 HIGH STREET DES MOINES
PROFESSIONAL DENTURE GR		1914 WASHINGTON DAVENPORT



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OLD NATIONAL BANKCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANKCORP, INC., HARRISBURG, ILLINOIS

PROGRAM BENEFITS	BOX 31497 HARTFORD	CT	06103-0000
PROVIDENT ACCIDENT	PO BOX 12001 CHATTANOOGA	TN	37401-0000
PROVIDENT LIFE INSURANCE	FOUNTAIN SQUARE CHATTANOOGA	TN	37402-0000
PRUDENTIAL INS	PO BOX 29005 PHOENIX	AZ	85038-0000
PRUDENTIAL INS	PO BOX 450 ISELIN	NJ	08830-0000
PRUDENTIAL INS CO	NORTHEASTERN GRP MT ARLINGTON	NJ	07856-0000
PRUDENTIAL INS COMPANY	PO BOX 310 ISELIN	NJ	00000-0000
PRUDENTIAL INSURANCE	PO BOX 13999 PHILADELPHIA	PA	19187-0000
PRUDENTIAL INSURANCE CO OF AMERICA	745 BROAD STREET NEWARK	NJ	07101-0000
PRUDENTIAL INSURANCE COMPANY	PO BOX 33006 DETROIT	MI	48232-0000
PRUDENTIAL LIFE	PO BOX 3000 SOUTH PLAINFIELD	NJ	07080-0000
QUALITY AMERICAN INC	5430 S 12TH AVE 3 TUCSON	AZ	85706-0000
QUENZLER	BRUCE J 8958 SCHNIEDER HIGHLAND	IN	46322-0000
QUENZLER	SHIRLEY A 8958 SCHNIEDER	IN	46322-0000

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QUINN	DAVID	HIGHLAND	IN	46322-0000
RAGUZZI	ABROGIO	9015 EARLY APRIL WAY COLUMBIA	PA	00000-0000
RAHMANN	GUSTEL	VIA SAN MARINO 32 ROME ITALY	FA	00000-0000
RALLS	TERESA	433 MULHEIM VINCHOW STR 10 RUHR GERMANY	FA	00000-0000
RAMLAL	MARILYNNE	L 6535 PREMIER DR B 25 NASHVILLE	TN	37209-0000
RANNALA	TONI	PO BOX 214374 DALLAS	TX	75221-0000
RAQUITICO	REYNILDA	L 79 BARNSWALLOW DR TRUMBULL	CT	06611-0000
RARGER	S	U 12330 JAGUAR DR STAFFORD	TX	77477-0000
RAUSCHER PIERCE REFSNES		POSTFACH CASE POSTALE OH 4009 BASEL SWITZERLAND	FA	00000-0000
RAY	ELMER	PLAZA OF THE AMERICAS NORTH TOWER DALLAS	TX	75201-2864
REBECCA	JOSEPH	R 42 GARDEN QUARTERS 7 A NEWARK	NJ	00000-0000
RECHNER	KEITH	RR 5 BARRETT	WV	25013-0000
REID	HANS	E 9102 BLOCKADE SAN ANTONIO	TX	78240-0000
RENFRO	JAMES	H 26 CORN MARKET BELFAST 1 FA	FA	00000-0000
		T 2901 AIMEE PL NASHVILLE	TN	00000-0000

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RENFRO	MARGARET	T 2901 AIMEE PL NASHVILLE	TN 00000-0000	ROBINSON	NANCY	2401 1803 OLD MILL DRIVE ARLINGTON	TX 76011-0000
REVELS	LISA	A APT B 6408 BAKER COURT NORCROSS	GA 30092-0000	ROBINSON	PELHAM	J 4856 DRUMMOND ST EAST CHICAGO	IN 46312-0000
RHODES	ROBERT	J 2775 FT WOOD RD NE ATLANTA	GA 00000-0000	ROBINSON	PELHAM	J 4953 MAFFITT PLACE ST LOUIS	MO 63113-0000
RICHARD SMART TRUST		CENTRAL KAMUELA KAMUELA	HI 96743-0000	ROBINSON	RICHARD	2401 1803 OLD MILL DRIVE ARLINGTON	TX 76011-0000
RICHARDS	DON	1000 SIERRA AVE FONTANA	CA 92335-0000	RODIEK	ANNE	5681 STEEL RD BURLINGTON	WI 63105-9043
RICHARDS	GEORGE	A 905 VALLEYVIEW DRIVE SOUTH CHARLESTON	WV 25300-0000	RODIEK	MARION	5681 STEEL RD BURLINGTON	WI 53105-9043
RICHTER	W	A 324 E DEVEREAUX ST PHILADELPHIA	PA 19111-0000	RODONO	JOSEPH	R 9616 DAVONA DRIVE	CA 94583-0000
RIVAS	JOSE	A 1138 E MCKINLEY PHOENIX	AZ 85006-0000	RODONO	MARY	9616 DAVONA DRIVE	CA 94583-0000
RMB MINATURE BEARINGS INC		29 EXECUTIVE PARKWAY RINGWOOD	NJ 07456-0000	RODRIGUEZ	AMADO	HARTFORD	CT 00000-0000
ROBBINS	BARBARA	J APT 204 1001 W ELM DENISON	TX 75020-0000	RODRIGUEZ	THERESA	3181 CONEJOS PLACE DENVER	CO 80204-0000
ROBBINS	CARLA	S 109 L SKYHAVEN DRIVE JACKSON	TN 38305-0000	ROGERS	DELORES	L PO BOX 4237 APACHE JUNCTION	AZ 85278-0000
ROBBINS	STEVE	APT 204 1001 W ELM DENISON	TX 75020-0000	ROGERS	THOMAS	L PO BOX 4237 APACHE JUNCTION	AZ 85278-0000
ROBERTS	CATHERINE	3216 INDIAN RD DAVENPORT	IA 52802-0000	ROLANDWAY PROPERTIES			DE 00000-0000
ROBERTSON	DAVID	5796 SANDTRAP LANE WESCOVILLE	PA 18106-0000	ROSEBY	JOHN	H ROUTE 3 BOX 11C LEXINGTON	MS 39095-0000
ROBERTSON	PAULA	RR 2 MONROE CITY	MO 63456-0000	ROSS	HOWARD	A 2065 KEMERY RD	

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ROBINSON	NANCY	2401 1803 OLD MILL DRIVE ARLINGTON	TX 76011-0000
ROBINSON	PELHAM	J 4856 DRUMMOND ST EAST CHICAGO	IN 46312-0000
ROBINSON	PELHAM	J 4953 MAFFITT PLACE ST LOUIS	MO 63113-0000
ROBINSON	RICHARD	2401 1803 OLD MILL DRIVE ARLINGTON	TX 76011-0000
RODIEK	ANNE	5681 STEEL RD BURLINGTON	WI 63105-9043
RODIEK	MARION	5681 STEEL RD BURLINGTON	WI 53105-9043
RODONO	JOSEPH	R 9616 DAVONA DRIVE	CA 94583-0000
RODONO	MARY	9616 DAVONA DRIVE	CA 94583-0000
RODRIGUEZ	AMADO	HARTFORD	CT 00000-0000
RODRIGUEZ	THERESA	3181 CONEJOS PLACE DENVER	CO 80204-0000
ROGERS	DELORES	L PO BOX 4237 APACHE JUNCTION	AZ 85278-0000
ROGERS	THOMAS	L PO BOX 4237 APACHE JUNCTION	AZ 85278-0000
ROLANDWAY PROPERTIES			DE 00000-0000
ROSEBY	JOHN	H ROUTE 3 BOX 11C LEXINGTON	MS 39095-0000
ROSS	HOWARD	A 2065 KEMERY RD	

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ROWE	GENEVA	RT 1 BOX 133 CHARLESTON	MO	63834-0000	OH	44313-0000	AKRON
ROWE	TOMMIE	RT 1 BOX 133 CHARLESTON	MO	63834-0000			
ROYAL BUS MACHINES		550 MARSHAL PHELPS RD WINDSOR	CT	06095-0000			
RUBENSTEIN	R	APT 403 ST LAURENT QUEBEC CANADA	FA	00000-0000			
RUSH	PHILLIP	5322 WAYNES AVENUE PHILADELPHIA	PA	19144-0000			
RUSH	SEYMOUR	84 ANDREW RD OAKLAND	NJ	00000-0000			
RUSHING	BENJ	H 101 MAIN ST GREEN PARK	PA	17031-0000			
RUSSELLBROWN	FRED	ROUTE 7 BOX 24B COLUMBIA	TN	00000-0000			
RUSSO	JOHN	M 1238 VANBUREN ST PAUL	MN	55104-0000			
RUSSO	JULIE	B 1238 VANBUREN ST PAUL	MN	55104-0000			
SACCHETTI	JAM		DE	00000-0000			
SACCHETTI	JAMES	F 1113 MERRIMAC ROAD CAMDEN	NJ	08104-0000			
SACCO	MARIE	E PO BOX 32 IRONWOOD	MI	49938-0000			
SAFFOLD	ELIZABETH	521 BAYVIEW MADISON	WI	53715-0000			

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SAILER	VICKI	L 8121 LAKESHORE DRIVE CEDAR LAKE	IN	46303-0000			
SALITA	ETTA	APT 249 6455 LAJOLLA BLVD LAJOLLA	CA	92087-0000			
SALMAN A AL DUHAIM EST TRADING CONTRACT							
SAMARITAN REHABILITATION INSTITUTE		PO BOX 2989 PHOENIX	AZ	85006-0000			
SAMUELSON	MAX	A LOT 20B 332 W 2ND ST BOONE	IA	50036-0000			
SAMUELSON	ROBERT	W APT 1 1428 ARLINGTON DAVENPORT	IA	52803-0000			
SAUDI CONSOLIDATED ELECTRIC		PO BOX 9299 JEDDAH SAUDI ARABI	FA	00000-0000			
SAUDI KUWAIT CEMENT MFG		PO BOX 31412 DAMMAN 31412 SAUDI ARABIA	FA	00000-0000			
SAUL	MARY	A 513 SIERRA DRIVE NEWPORT RICHEY	FL	33552-0000			
SAVARE	FRANCIS	W RT 9 CRESTWOOD DR GREENVILLE	SC	02960-0000			
SBP SERIA SSU 131							
SCHAKOWSKY	HARVEY	E 7551 MULHOLLAND DR LOS ANGELES	CA	90046-1238			
SCHMITZ	DANIEL	16700 QUARRY 453 SOUTHGATE	MI	00000-0000			
SCHMITZ	EARL	W 1107 NO THIRD ST CLINTON	IA	52732-5241			
SCHNEBLE	BRUNO	8105 REGENSDORF SWITZERLAND	FA	00000-0000			



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SCHULTZ	RONALD	C BOX 1788 AUSTIN	TX	78767-0000
SCOTT	LAURIE	1628 ELIZABETH DR GARLAND	TX	75042-0000
SCOTT	MARION	GENERAL DELIVERY ROVERDALL	GA	00000-0000
SCOTT	ROBERT	B 1628 ELIZABETH DR GARLAND	TX	75042-0000
SEDARO	ARCHIE	P 2108 JEFFREY CIRCLE PLACENTIA	CA	92670-0000
SEDIGO	WILMA	H 12265 FONDREN 1306 HOUSTON	TX	77035-0000
SEITH	ROBERT	2613 HAWTHORNE DR BETTENDORF	IA	52722-0000
SELLERS	DAVID	H WILLOWDALE ONT M2L 1G6	FA	00000-0000
SELLS	MARILYN	R 2335 SHETTLER ROAD MUSKEGON	MI	49444-0000
SERPE	GAETAN	CHEZ BERGES GASPARETS BOUTENAC FRANCE	FA	00000-0000
SEXTON	STEPHEN	133 BAYHAM DRIVE CINCINNATI	OH	45218-1003
SEXTON	VERONICA	133 BAYHAM DRIVE CINCINNATI	OH	45218-1003
SHABAZZ	MELVIN	RT 1 BOX 800 LITTLE ROCK	MA	39337-0000
SHABAZZ	WALI	RT 1 BOX 800 LITTLE ROCK	MA	39337-0000
SHANAFELT	KENNETH	1446 S PENN AVE		

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 OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
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SHANKMAN	JOSEPH	CASPER	WY	00000-0000
		101 COLONY RD NEW HAVEN	CT	06511-0000
SHARP	LAWRENCE	E 11874 FAWN RIDGE LN RESTON	VA	22094-0000
SHARPE	SALLY	M 2418 SOUTH MADISON APPLETON	WI	54915-0000
SHAW	ELMER	6745 W ARIZONA LAKEWOOD	CO	80226-0000
SHAW	JOHN	P PO BOX 130 PETROSKY	MI	48770-0000
SHAW	MARYANN	APT B3 5115 OLD CANTON RD JACKSON	MS	39211-0000
SHAW	WILLIE	R APT B3 5115 OLD CANTON RD JACKSON	MS	39211-0000
SHEETZ INC		5700 6TH AVE ALTOONA	PA	16002-0000
SHEFFIELD	BARBARA	5354 DIVISION AVENUE BIRMINGHAM	AL	35212-0000
SHELL OFFSHORE INC		RT 1 BOX 340 FOURCHON BASE GOLDEN MEADOW	LA	70357-0000
SHELL OIL COMPANY		PO BOX 200794 HOUSTON	TX	00000-0000
SHELTON	SAMUEL	W 108 BINDON CIR CHARLESTON	SC	29405-0000
SHEPHERD	CEDRIC	350 CHAPPLE ROAD ATLANTA	GA	30318-0000
SHERMIN WILLIAMS		610 MCCULLOUGH ST SAN ANTONIO	TX	78215-0000

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SHERWIN	STICK	4051 NEW RIVER STAGE PHOENIX	AZ	85029-0000
SIDNEY & MIRIAM JAFFE TRUST		11 11 DISKIN JERUSALEM	92473 ISRAEL	FA 00000-0000
SIEBARTH	JUDITH	LOT 80 1006 21ST BRADHEAD	WI	53520-0000
SIEBARTH	RONALD	LOT 80 1006 21ST BRADHEAD	WI	53520-0000
SIEDLINSKI	DIANE	812 WILLOW LOT 210 LAS VEGAS	NV	89106-0000
SIMMONS	HELEN	A 4054 MIRA VERDE OCEAN SIDE	CA	92056-0000
SIMMONS	L	D 2519 TOLL GATE RD SE G HUNTSVILLE	AL	35801-1529
SITEP SOCIETE ITALO		PALESTINE 8 P 1000 92 94 RUE DELA TUNIS 1002 TUNISIA	FA	00000-0000
SKINNER	PAULINE	1357 MEADOWBROOK INDIANAPOLIS	IN	46240-0000
SLACH	MARY	S 374 CLARK ST PONTALOE	MS	00000-0000
SMITH	ANDREW	B 14 E 77TH STREET NEW YORK	NY	10021-0000
SMITH	JASON	D 2202 W SILVER SPRING DRIVE MILWAUKEE	WI	53209-0000
SMITH	MARY	1 MAIN ST HARRISBURG	PA	17167-0000
SMITH	MARY	E RR 6 BOX 904D LEANDER	TX	78641-0000
SMITH	MICHAEL	A 12052 MIDDLE GROUND RD SAVANNAH	GA	31419-0000

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SMITH	SHIRLEY	S 2 WICKLOW OVERLAND PARK	KS	66207-0000
SMITH	WILLIAM	2525 RED START LANE BIRMINGHAM	AL	35226-0000
SMITH	WILLIE		DE	00000-0000
SMITH	WILLIE	W 3434 NAVAJO DALLAS	TX	75224-0000
SN LETSON TRUST		304 WRIGHT DRIVE SELMA	AL	00000-0000
SOLOMON	BARBARA	E 1021 4901 LAWDALE DRIVE GREENSBORO	NC	27405-1901
SOQUILEBE		GUINEE	FA	00000-0000
SPECTRON PRP COMMITTEE			DE	00000-0000
SPILLONE	MARISUE	L 301 1300 GULF SHORE BLVD NAPLES	FL	33940-0000
SPOKES	RAYMOND	E 1011 SPRUCE DR ANN ARBOR	MI	48104-0000
SPR VA FARMS ALA		PO BOX 3428 OXFORD	AL	36203-0000
SQUARE D		3700 6TH ST S W CEDAR RAPIDS	IA	52406-0000
ST LUKES LUTH HOSP		PO BOX 29100 SAN ANTONIO	TX	78229-0000
STAFFER	DOLORES	A 2410 HACKETT DR 136		

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STAMATS COMMUNICATION	HOUSTON	TX	77008-0000
	PO BOX 1888		
	CEDAR RAPIDS	IA	52406-0000
STAMOS	ARGERY	XYLOKASTRON AG104 GERASIMON 10	
		KORINTHIAS GREECE	FA 00000-0000
STANDARD	CYNTHIA	A 5402 BROADWAY	
		GARLAND	TX 75043-3637
STANDARD	GARY	R 5402 BROADWAY	
		GARLAND	TX 75043-3637
STARBO	PAT	LJS 5V1 AJAX 40 KNAPTON AVENUE	
		ONTARIO CANADA	FA 00000-0000
STASS	SANFORD	DEPT OF LAB MED BOX 73	
		HOUSTON	TX 77030-0000
STATE ENTERPRISE OF FERTILIZERS BASRAH	PO BOX 74		
	BASRAH IRAQ		FA 00000-0000
STATE ENTERPRISE FOR RUBBER MATL DEPT	PO BOX 71		
	DIWANIYAH IRAQ		FA 00000-0000
STATE ENTERPRISE FOR IRON& STEEL	PO BOX 348		
	BASRAH IRAQ		FA 00000-0000
STATE ENTERPRISE FOR PIPELINES	SODOPA DAURA		
	BAGHDAD IRAQ		FA 00000-0000
STATE ENTERPRISES FOR RUBBER INDUSTRIES	PO BOX 71		
	DIWANIYAH IRAQ		FA 00000-0000
STATE FARM MUTUAL AUTO INS CO	MONROE		
		LA	71203-0000

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STATE OF CONNECTICUT UNIV HEALTH CENTER	BUILDING 18		
	FARMINGTON	CT	06032-0000
STATHAM	MOIRA	L VICTORIA BC V8X 3 CANADA	
		FA	00000-0000
STEEL	KEVIN	1835 KANSAS ST	
		SAGINAW	MI 48601-0000
STEFANO		50023 EMPOLI FI VIA DEL GIGLIO 70	
		ROME ITALY	FA 00000-0000
STERFENS	MILDRED	M 4601 E SKYLINE BLVD 901	
		TUCSON	AZ 85718-0000
STEMWEDEL	JANET	2910 CASCADA CIRC	
		TUCSON	AZ 85715-0000
STERGO	JUDY	5407 WILSON MILS RD	
		HIGHLAND HEIGHTS	OH 44143-0000
STERGO	MITCH	5407 WILSON MILS RD	
		HIGHLAND HEIGHTS	OH 44143-0000
STEVENSON	JAMES	E 6713 E 66TH ST	
		TULSA	OK 74133-0000
STEWART	GARRY	J APT 909 2 PARK VISTA	
		TORONTO ONT CAN	FA 00000-0000
STEWART	GEORGE	PO BOX 9452	
		DENVER	CO 00000-0000
STEWART	JAMES	L APT 5 6567 POPLAR WOOD CIRCLE	
		GERMANTOWN	TN 38138-0000
STOBESSEL	DORIS	E PO BOX 246	
		IRON RIVER	WI 54847-0000
STOBESSEL	JOHN	E PO BOX 246	
		IRON RIVER	WI 54847-0000
STOLARSKI	RICHARD	6232 BAD SODEN TS WEST GERMANY	
		FA	00000-0000



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STONE	CAROL	C 620 LYNHAVEN DRIVE WINSTON SALEM	NC 27104-0000
STONE	ROY	H 620 LYNHAVEN DRIVE WINSTON SALEM	NC 27104-0000
STONE	THOMAS	H 1676 LINDEN AVE HIGHLAND	KS 66035-0000
STORY	RITA	1115 MONROE STREET PADUCAH	KY 00000-0000
STOTZ	ALAN	5617 SOUTH 96TH ST OMAHA	NE 68127-3304
STOTZ	ALAN	J 5617 SOUTH 96TH ST OMAHA	NE 68127-3304
STOTZ	JEREMY	A 5617 SOUTH 96TH ST OMAHA	NE 68127-3304
STRICKLAND	WILLIAM	2126 HICKORY RD BIRMINGHAM	AL 35243-0000
STRONG	DAVID	7352 LAVETA ST LOUIS	MO 63112-0000
STRZELECKI	ELAINE	HICKORY LANE VALPARISO	IN 46383-0000
STUBBS	SARAH	C 835 WILLOW CREEK RD MACON	GA 31210-0000
SULLIVAN	ROGER	C UNIT 235 4800 NORTH 68TH SCOTTSDALE	AZ 85251-0000
SUMMERS	PHIL	RT 2 BOX 124 LEESBURG	GA 31763-0000
SUNDANCE NATURAL FOOD		748 E 24TH AVE EUGENE	OR 97405-2936
SUNDSTRAND FLUID HANDLING		PO BOX F H	

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		ARVADA	CO 80004-0000
	SUPANICH	LYNDA A RR 2 BOX 187 NEOSHO	MO 64850-0000
	SUPANICH	WILLIAM A RR 2 BOX 187 NEOSHO	MO 64850-0000
	SURABAYA INTERNATIONAL SCHOOL	J1 KUPANG INDAH IX17 TROMAL POS 2SBD INDONESIA SURABAYA	FA 00000-0000
	SVENNINGSEN	KELLY 9137 MANSFIELD ROAD 131 SHREVEPORT	LA 71118-0000
	SZALONEK	JAMES J BLDG 860 N A S LEMOORE LEMOORE	CA 00000-0000
	T & M BROKERAGE	109 SELIG DRIVE ATLANTA	GA 30378-0000
	TAIWAH IND & SUPPLY MFG CO	YANGPYUNG DONG YEONGDEUNGPO GU SEOUL 150 KOREA	FA 00000-0000
	TAYLOR	MAREN E RR 6 BOX 498 CHAPEL HILL	NC 27514-0000
	TELLIGMAN FARMS & FHA	RT 4 BOX 462 CHESTER	SC 29706-0000
	TENCZA	BERTHA M PO BOX 7 HARSBROUCK HEIGHTS	NJ 00000-0000
	TEW	K J 151 ROE AVE TORONTO CAN	FA 00000-0000
	TEXAS DEPT OF HEALTH	SUITE 222 1015 JACKSONKELLER SAN ANTONIO	TX 78213-0000
	TEXAS DIETETIC ASSOC	940 E FIFTH FIRST ST AUSTIN	TX 78751-0000
	TEXAS HARDWARE	4654 BALDWIN CORPUS CHRISTI	TX 78408-0000

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THAYER	ELEANOR	2110 WATKINS DRIVE HAMPTON	VA	00000-0000
THEKEN	CAROL	722 16TH STREET PALM HARBOR	FL	33563-0000
THERIAULT	JEAN	Y 19 HIGHBURN CRESCENT CANADA GLOUCESTER	FA	00000-0000
THOMAS	PATRICIA	A 630 GOLDEN BEACH GOLDEN BEACH	FL	33160-0000
THOMASSON	BILL	319 S JOHNSON IOWA CITY	IA	52240-0000
THOMPSON	JOSEPH	M 881 WENSLEY AVENUE EL CENTRO	CA	92243-0000
THOMS	SALLY ANN	2114 SANDSTONE FORT COLLINS	CO	80524-0000
THOMSON	BARBARA	N 9924 CENTURY LANE LENEXA	KS	66215-0000
THORNTON	CARA	L NO 20 28922 N SILVER CYN COUNTRY	CA	91351-0000
THORNTON	RICHARD	E NO 20 28922 N SILVER CYN COUNTRY	CA	91351-0000
TIBBOEL	BRUCE	702 37TH AVE CT 2 GREELEY	CO	80634-0000
TISDEL & HOCKERSMITH		645 2ND ST OURAY	CO	81427-0000
TODD	DEBRA	2625 CUMBERLAND PKWY ATLANTA	GA	30339-0000
TOKYO SPORTS PRESS CO INC		30 1 2 ETTYUJIMA TOKYO 135 JAPAN	FA	00000-0000
TOKYO SPORTS PRESS CO LTD		NO 5 10 3 CHOME TSUKIJI TOKYO JAPAN	FA	00000-0000

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TONSEL	WILLIAM		DE	00000-0000
TOP NETWORK ASSOC OPTICAL		PO BOX 655505 DALLAS	TX	75265-0000
TPA OF ARIZONA		SUITE 140 7878 N 16TH STREET PHOENIX	AZ	85021-4678
TRADERS PROTEIN DIVISION		PO DRAWER 970523 FORT WORTH	TX	76197-0000
TRAVELERS		PO BOX 850 VOORHEES	NJ	08043-0000
TRAVELERS		100 WOOD AVE SOUTH ISELIN	NJ	08830-0000
TRAVELERS EMPLOYEE		PO BOX 4214 ATLANTA	GA	30302-0000
TRAVELERS INSURANCE		1000 TRAVELERS TOWER SOUTHFIELD	MI	48076-4385
TRAVELERS INSURANCE COMPANY		201 N CHARLES BALTIMORE	MD	21201-0000
TRAVIS	DENEICE	739 E 152ND ST PHOENIX	AZ	00000-0000
TRAVLERS INS CC		PO BOX 10066 AUGUSTA	GA	30999-0000
TRESTER	BLAKE	A 1706 PINEKNOT GARLAND	TX	75042-0000
TRIAD PORPHYRIA FOUNDATION		1402 E LOS OLAS BLVD FT LAUDERDALE	FL	33301-0000
TRIMM	J	M 1231 G N MEADOW CREEK C IRVING	TX	75038-3724
TRINITY INDUSTRIES INC		PO BOX 56887		

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TRIPLE A SUBSCRIPTION DEPARTMENT	DALLAS	TX 75356-0000	ULFIG	VINCENT	L 5651 S MOZART LACDUFLAMBEAU	WI 00000-0000
	GPO BOX 55A AUSTRALIA MELBOURNE	FA 00000-0000	UNIFACMANU		PO BOX 2232 TAIPEI CHINA	FA 00000-0000
TRITON EXPLORATION	PO BOX 14004 BOULDER	CO 80308-0000	UNIVERSITY OF IOWA PURCHASING		IOWA CITY	IA 52242-0000
TROCHIM	ALLAN 361 JOHNSON ROAD MANHATTAN	KS 66502-0000	UNIVERSITY OF PITTSBURGH		PITTSBURGH	PA 00000-0000
TROCHIM	JEAN M 361 JOHNSON ROAD MANHATTAN	KS 66502-0000	UPJOHN	MALCOLM	20145 S HENRICI RD OREGON CITY	OR 97045-0000
TROUTMAN	C 2241 AVON ROAD ARDMORE	PA 19003-0000	US LIFE INS CO DALLAS CLA		PO BOX 36128 DALLAS	TX 75235-0000
TRUEX	JAMES R 1197 S CEYLON ST AURORA	CO 80017-0000	USA RENT A CAR SYSTEM		5990 MONTANA AVE EL PASO	TX 79925-0000
TRUJILLO	ARLEEN 3300 COOK DENVER	CO 80205-0000	UTT	MARY	APT 260 7504 CLAREWOOD HOUSTON	TX 77036-0000
TSENG	EUGENE 1409 PHEASANT HOLLOW DR PLAINSBORO	NJ 08536-0000	VALES	HOLLIS	381 W 17TH STREET SAN BERNARDINO	CA 92405-0000
TUCKER	BARBARA E CORAL BEACH II 1716 ISLA VERDE	PR 00913-0000	VALES	HOLLIS	M 381 W 17TH ST SAN BERNARDINO	CA 92405-0000
TUCKER	JANE 5914 VALLEY FORGE HOUSTON	TX 77057-0000	VALONE	ROSS	J SUITE 121 2700 W TOWN PKWY DES MOINES	IA 50265-0000
TYRE	MARIE D 10230 FIQA HOUSTON	TX 77089-0000	VANCE	GAVIN	1574 GRAYFAIR HASLETT	MI 00000-0000
TYREE	JOHNIE R 5230 OYAT STREET ARVADO	CO 80002-0000	VANDERNOOT	PETER	R 9540 E GRAND AVE ENGLEWOOD	CO 80111-0000
U S WEST			VANSCHELTEMA	JOYCE	E 713 GREENTREE COURT LAKE MARY	FL 32746-0000
ULFIG	IRENE M 5651 S MOZART LACDUFLAMBEAU	WI 00000-0000	VANSEGHI	LOUIS	R PO BOX 102 SALEM	NY 03079-0000



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VANSECHI	MARY	C PO BOX 102 SALEM	NY 03079-0000
VIENER	RICHARD	H RECHOV HARAZ 10 RECHOVOT BERGENFIELD	76310 ISREA FA 00000-0000
VIER	JAMES	F P O BOX 2232 TAMPA	FL 33601-0000
VIKING PRESS		120 WOODBINE ST BERGENFIELD	NJ 07621-0000
WAAY TV		PO BOX 2555 HUNTSVILLE	AL 35804-0000
WAHL	DOUGLAS	W 7510 NORTH SHIRLEY LANE TUCSON	AZ 85741-0000
WAHLSTROM & CO INC		1281 MAIN ST STAMFORD	CT 06902-0000
WALKER	CLAUDETTE	826 BUCHANAN SAN FRANCISCO	CA 94102-0000
WALKER	JAMES	826 BUCHANAN SAN FRANCISCO	CA 94102-0000
WALLER	BILL	5531 OLD BENTON ROAD PADUCAH	KY 42001-0000
WALLER	KAREN	5531 OLD BENTON ROAD PADUCAH	KY 42001-0000
WALSH LUMPKIN DRUGS		TEXARKANA	TX 75501-0000
WALTS	LAUREL	775 N HIGHWAY 17 92 CASTELBERRY	FL 32707-0000
WARD	LINDA	6612 DISTRICT HTS PARKWAY 4 DISTRICT HTS	MD 20747-0000
WASHINGTON	MARTHA	180 POWELL ST	

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WASYLUK	SHARON	BROOKLYN	NY 11212-0000
WATKINSON	JAMES	1717 2 CARTON ST TORONTO ONT CAN	FA 00000-0000
WEBB	C	133 FLEET ST MARINA DEL RAY	CA 90292-0000
WEBB	RONALD	M HWY 288 MUCHOWICH OIL DOCK FREEPORT	TX 00000-0000
WEBSTER	JIMMY	2400 RIVERVIEW TERRACE ALEXANDRIA	VA 22302-0000
WEISSMAN	JESSIE	R1 126B CHEROKEE	NC 28719-0000
WEISSMAN	S	R 3001 PSFS BLDG PHILADELPHIA	PA 19107-0000
WELCH	WILLIAM	J 3001 PSFS BLDG PHILADELPHIA	PA 19107-0000
WELTY	LOUISE	S 45 ARAMOANA AVE DEVENPORT NEW ZEALAND	FA 00000-0000
WENER	CLAIRE	1410 61ST ST KENOSHA	WI 50314-0000
WENER	LEONARD	C 2940 COURSE DRIVE POMPANO	FL 33069-0000
WENZ	JACOB	2940 COURSE DRIVE POMPANO	FL 33069-0000
WERBEL	SIDNEY	A 63 HECKMAN ST PHILLIPSBURG	NJ 08865-0000
WERNER	CATHERINE	K BOX 132 IRVINGTON	NJ 07111-0000
		M 20 SO 3RD LAFAYETTE	MD 00000-0000

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WESTBROOK	BEVERLY	1714 JAY SCHELLMAN SAN ANTONIO	TX	78232-0000
WESTBROOK	JAMES	E 1714 JAY SCHELLMAN SAN ANTONIO	TX	78232-0000
WESTERN RESOURCES LIFE		BOX 22253 DENVER	CO	80222-0000
WHIDDON	HELEN	PO BOX 276 SALEM	WI	53168-0000
WHIDDON	WILLIAM	M PO BOX 276 SALEM	WI	53168-0000
WHITE	BARBARA	A APT 50 201 E DAVID ST CARSON CITY	NE	89701-0000
WHITE	STEVEN	J 110 ISIA VISTA LANE SAN RAFAEL	CA	94901-0000
WHITE	TONYA	L APT 224 12831 N STRATFORD DR OKLAHOMA CITY	OK	73120-0000
WHITES DISCOUNT FOODS		PO BOX 8504 GRAN	TX	77615-0000
WIENKE	DOLORES	M 10203 WALKER LAKE DRIVE GREAT FALLS	VA	22066-0000
WIENKE	WILLIAM	J 10203 WALKER LAKE DRIVE GREAT FALLS	VA	22066-0000
WIESMAN & COMPANY		1916 EAST FORT LOWELL ROAD TUCSON	AZ	85719-0000
WIGGINS	MARITA	HOUSTON	TX	77075-0000
WILKES	JAMES	W 1651 NORTH EAST 28TH AVENUE POMPANO BEACH	FL	33062-0000
WILLEBRAN	PHILLIP	APT 217 2000 32ND STREET GRAND RAPIDS	MI	49508-0000

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WILLIAM PENN LIFE		2 CORPORATE PLACE SOUTH PISCATAWAY	NJ	08854-0000
WILLIAMS				
WILLIAMS	BRUCE	4063 UPHAM A WHEATRIDGE	CO	00000-0000
WILLIAMS	CALVIN	1008 ASHLEY CREEK CIRCL STONE MOUNTAIN	GA	30080-0000
WILLIAMS	CHARLES	W 45800 MOHAWK CIRCLE INDIAN WELLS	CA	92210-0000
WILLIAMS	CHERYL	A APT L 12 5700 ROPER ST EAST RIDGE	TN	37412-0000
WILLIAMS	DIANE	R 45800 MOHAWK CIRCLE INDIAN WELLS	CA	92210-0000
WILLIAMS	L	C 1624 HIGHLAND RD DALLAS	TX	75218-0000
WILLIAMS	LAURA	APT 1118 5801 CENTRAL PK DALLAS	TX	75205-0000
WILLIAMS	LORI	L 8517 GLENN MICHAEL LANE RANDALLSTOWN	MD	21133-0000
WILLIAMS	SANDRA	5548 CARDIFF CT RICHMOND	VA	23227-0000
WILLIAMSON	DAVID	C	AR	00000-0000
WILLIS	DONALD	W 1309 RANKIN DRIVE FESTUS	MO	63028-0000
WILNANS	ROGER	335 DUVAL ST KEY WEST	FL	33040-0000
WILSON	ELMER	W		

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WILSON	SELMA	92 PLEASANT ST PORTLAND	OR	00000-0000	AR	00000-0000
WILSON	SUSAN	R 5543 PENTON ORLANDO	FL	32809-2546	FL	32809-2546
WILSON	WANDA	925 RIDGEDALE AVENUE HEBRON	KY	41408-0000	KY	41408-0000
WINBUSH	LEROY	36 TREACY AVE NEWARK	NJ	07108-0000	NJ	07108-0000
WINKEL	MARY	M 1601 HOLLYHURST B21 HOUSTON	TX	77072-0000	TX	77072-0000
WINN STORES DRUG		4342 N PAN AM EXPRESSWAY SAN ANTONIO	TX	78216-0000	TX	78216-0000
WOLD	GROVER	C 1843 NEBRASKA AVE GREEN PARK	PA	17031-0000	PA	17031-0000
WOLF	ALAN	1365 CRAIG RD ST LOUIS	MO	63146-0000	MO	63146-0000
WOLFERT	LELAND	4542 W PIONEER 430 IRVING	TX	75061-0000	TX	75061-0000
WOLTER	JANIE	651 PALMER ST BELAN	NM	87002-0000	NM	87002-0000
WOLTER	JOHNNAN	206 S FIRST STREET WATERFORD	WI	53185-0000	WI	53185-0000
WOLTER	WARREN	206 S FIRST STREET WATERFORD	WI	53185-0000	WI	53185-0000
WOODFIN	GENE	S 4631 VALLEY RIDGE DALLAS	TX	75220-0000	TX	75220-0000
WOODFIN	WILLIAM	4631 VALLEY RIDGE DALLAS	TX	75220-0000	TX	75220-0000

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## NOTICE OF PUBLIC INFORMATION

NOTICE OF ACCEPTANCE OF AN APPLICATION  
OLD NATIONAL BANCORP, EVANSVILLE, INDIANA  
TO ACQUIRE SHAWNEE BANCORP, INC., HARRISBURG, ILLINOIS

WOODSON	SHELDON	L 7711 AIRLINE AVENUE DES MOINES	IA	50322-0000	IA	50322-0000
WOODWARD	CELESTE	D 21 HONEYWOOD TRAIL HOUSTON	TX	77077-0000	TX	77077-0000
WORSEY	M	J	IA	52242-0000	IA	52242-0000
WRIGHT	CHARLES	W 425 NEW YORK PL HILLSIDE	NJ	07205-0000	NJ	07205-0000
WRIGHT	LUBERTA	6709 OGONTZ AVE PHILADELPHIA	PA	19126-0000	PA	19126-0000
WUNCHEL	GARY	B APT 208 4347 DICKASON DALLAS	TX	75219-0000	TX	75219-0000
WURTZBURGER	BONNIE	9 OXFORD LANE SCARSDALE	NY	10583-0000	NY	10583-0000
YARBROUGH	SHEILA	A 627 WINDGROVE RD MARIETTA	GA	30067-0000	GA	30067-0000
YONEYAMA	SUMIYE	SAIKI GUN IKSUKAICHI CHO HIROSHIMA KEN JAPAN	FA	00000-0000	FA	00000-0000
YORK	KEVIN	J APT A 2251 DUANE ST LOS ANGELES	CA	90039-0000	CA	90039-0000
YOST	NATHAN	O PO BOX 1141 SPLENDORA	TX	77372-1141	TX	77372-1141
YOUNG	LILY	P 4226 BOTANICAL ST LOUIS	MO	63116-0000	MO	63116-0000
YU	LISA	55 17 32ND AVE WOODSIDE	NY	11377-0000	NY	11377-0000
YUNG	GRACE	E 19 3700 CHURN CREED RD REDDING	CA	96002-0000	CA	96002-0000
YURECKO	DOUGLAS	I PO BOX 630 SRB 336 5814 WAYNESVILLE	MO	65583-0000	MO	65583-0000



## COMMISSIONER OF BANKS AND TRUST COMPANIES

## JULY 1995 REGULATORY AGENDA

- a) Part(s) (Heading and Code Citation): Organization, Information and Rulemaking Procedures of the Commissioner of Banks and Trust Companies; 38 Ill. Adm. Code 301.

1) Rulemaking:

A) Description: This rule will set forth the information required by Section 5-15(a) of the Illinois Administrative Procedure Act ("IAPA"), 5 ILCS 100/5-15(a), including: (a) a current description of the Agency's organization; (b) procedures by which the public can obtain information from or submit requests to the Agency; (c) materials to aid users in finding and using the Agency's current collection of rules; and (d) a description of the Agency's rulemaking procedures.

B) Statutory Authority: This rule implements and is authorized by Section 5-15(a) of the IAPA.

C) Scheduled meeting/hearing date: Pursuant to Section 5-15(b) of the IAPA, this rule shall be adopted by filing a certified copy with the Secretary of State. No public participation is required or anticipated.

D) Date agency anticipates First Notice: Pursuant to Section 5-15(b) of the IAPA, this rule shall be adopted by filing a certified copy with the Secretary of State. Submission of a Notice of Proposed Rules for publication in the Illinois Register is not required or anticipated.

E) Effect on small businesses, small municipalities or not for profit corporations: This rule will not affect small businesses, small municipalities or not for profit corporations.

F) Agency contact person for information:

Name: Dale R. Turner, Assistant General Counsel  
Commissioner of Banks and Trust Companies  
Address: 310 South Michigan Avenue - Suite 2130  
Chicago, Illinois 60604  
Telephone: (312) 793-4120

G) Related rulemakings and other pertinent information: No other information is available as of the date of this notice.

- b) Part(s) (Heading and Code Citation): Blacklist Prohibition; 38 Ill. Adm. Code 302.

1) Rulemaking:

A) Description: The rule would prohibit discrimination by any State chartered bank against any individual, corporation, partnership, association or other entity because he or she or it appears in a so-called blacklist issued by any domestic or foreign corporate or governmental entity.

B) Statutory Authority: The proposed rule implements, and is authorized by, Section 6 of the Commissioner of Banks and Trust Companies Act, 20 ILCS 3205/6.

C) Scheduled meeting/hearing date: The Agency has not scheduled any opportunities for public participation as of the date of this notice, but public participation will be requested at the appropriate time.

D) Date agency anticipates First Notice: September 29, 1995.

E) Effect on small businesses, small municipalities or not for profit corporations: This proposed rule will not affect small businesses, small municipalities or not for profit corporations.

F) Agency contact person for information:

Name: Dale R. Turner, Assistant General Counsel  
Commissioner of Banks and Trust Companies  
Address: 310 South Michigan Avenue, Suite 2130  
Chicago, Illinois 60604  
Telephone: (312) 793-4120

G) Related rulemakings and other pertinent information: No other information is available as of the date of this notice.

- c) Part(s) (Heading and Code Citation): Quarterly Statement of Affairs; 38 Ill. Adm. Code 371.

1) Rulemaking:

A) Description: This rule will address matters relating to quarterly statements of affairs that State banks and foreign banking offices must file with the Commissioner of Banks and Trust Companies ("Commissioner"), including: (1) the form and content of the Statement of Affairs; (2) the publication of the Statement of Affairs in a newspaper; (3) the required evidence of publication; and (4) the filing of additional information for use by the Commissioner that is not subject

to a publication requirement.

B) Statutory Authority: This rule implements Section 47 of the Illinois Banking Act, 205 ILCS 5/47, and is authorized by Section 48 of the Illinois Banking Act, 205 ILCS 5/48.

C) Scheduled meeting/hearing date: The Agency has not scheduled any opportunities for public participation as of the date of this notice, but public participation will be requested at the appropriate time.

D) Date agency anticipates First Notice: September 15, 1995.

E) Effect on small businesses, small municipalities or not for profit corporations: This proposed rule will not affect small businesses, small municipalities or not for profit corporations.

F) Agency contact person for information:

Name: Dale R. Turner, Assistant General Counsel  
Commissioner of Banks and Trust Companies  
Address: 310 South Michigan Avenue, Suite 2130  
Chicago, Illinois 60604  
Telephone: (312) 793-4120

G) Related rulemakings and other pertinent information:  
Emergency rule effective June 30, 1995, has the same heading and code citation.

d) Part(s) (Heading and Code Citation): Hearing Procedures; 38 Ill. Adm. Code 390.

1) Rulemaking:

A) Description: The rules will establish, consolidate, and clarify uniform hearing procedures for a) administrative hearings before the Illinois Commissioner of Banks and Trust Companies ("Commissioner") arising under the Illinois Banking Act, Electronic Fund Transfer Transmission Facility Act, Corporate Fiduciary Act, and Foreign Banking Office Act; b) public hearings before the Commissioner concerning acquisitions of Illinois banks or Illinois bank holding companies by out of state bank holding companies; and c) arbitrations by the Commissioner of disputes arising under the Electronic Fund Transfer Transmission Facility Act. The proposed rules amend 38 Ill. Adm. Code 390 and replace Subparts B & C of 38 Ill. Adm. Code 310, and 38 Ill. Adm. Code 392.

B) Statutory Authority: The rules implement Sections 5-100, 8-101, 8-102, and 8-105 of the Electronic Fund Transfer

Transmission Facility Act, 205 ILCS 615/5-100, 615/8-101, 615/8-102 and 615/8-105; implement Section 3.071(d) and are authorized by Section 3.074(a) of the Illinois Bank Holding Company Act of 1957, 205 ILCS 10/3.071(d) and 10/3.074(a); and implement and are authorized by Section 48 of the Illinois Banking Act, 205 ILCS 5/48, Sections 10-101 and 5-100 of the Electronic Fund Transfer Transmission Facility Act, 205 ILCS 615/10-101 and 615/5-100, Sections 5-7 and 5-1 of the Corporate Fiduciary Act, 205 ILCS 620/5-7 and 620/5-1, and Section 18 of the Foreign Banking Office Act, 205 ILCS 645/18.

C) Scheduled meeting/hearing date: The Agency has not scheduled any opportunities for public participation as of the date of this notice, but public participation will be requested at the appropriate time.

D) Date agency anticipates First Notice: September 29, 1995.

E) Effect on small businesses, small municipalities or not for profit corporations: This proposed rule will not affect small businesses, small municipalities or not for profit corporations.

F) Agency contact person for information:

Name: Dale R. Turner, Assistant General Counsel  
Commissioner of Banks and Trust Companies  
Address: 310 South Michigan Avenue, Suite 2130  
Chicago, Illinois 60604  
Telephone: (312) 793-4120

G) Related rulemakings and other pertinent information: No other information is available as of the date of this notice.

e) Part(s) (Heading and Code Citation): Applications and Notices; 38 Ill. Adm. Code 396.

1) Rulemaking:

A) Description: The rule, in addition to renaming Part 396 to address applications and notices by corporate fiduciaries, will set forth the findings that the Agency must make to approve an application by a trust company to establish a branch office and the notice requirements for a bank, savings and loan association or savings bank that seeks to establish a trust branch office.

B) Statutory Authority: The proposed rule implements Section 1-7(a) and is authorized by Section 5-1(a) of the Corporate Fiduciary Act, 205 ILCS 620/1-7(a) and 620/5-1(a).

C) Scheduled meeting/hearing date: The Agency has not scheduled any opportunities for public participation as of the date of this notice, but public participation will be requested at the appropriate time.

D) Date agency anticipates First Notice: September 29, 1995.

E) Effect on small businesses, small municipalities or not for profit corporations: This proposed rule will not affect small businesses, small municipalities or not for profit corporations.

F) Agency contact person for information:

Name: Dale R. Turner, Assistant General Counsel  
Commissioner of Banks and Trust Companies  
Address: 310 South Michigan Avenue, Suite 2130  
Chicago, Illinois 60604  
Telephone: (312) 793-4120

G) Related rulemakings and other pertinent information: No other information is available as of the date of this notice.

f) Part(s) (Heading and Code Citation): Standards for Operation and Conduct of Affairs of Corporate Fiduciaries; 38 Ill. Adm. Code 399.

1) Rulemaking:

A) Description: The rule will set forth the limitations on the authority of trust companies to invest for their own account.

B) Statutory Authority: The proposed rule implements and is authorized by Section 5-1(a) of the Corporate Fiduciary Act, 205 ILCS 620/5-1(a).

C) Scheduled meeting/hearing date: The Agency has not scheduled any opportunities for public participation as of the date of this notice, but public participation will be requested at the appropriate time.

D) Date agency anticipates First Notice: September 29, 1995.

E) Effect on small businesses, small municipalities or not for profit corporations: This proposed rule will not affect small businesses, small municipalities or not for profit corporations.

F) Agency contact person for information:

Name: Dale R. Turner, Assistant General Counsel

Commissioner of Banks and Trust Companies  
Address: 310 South Michigan Avenue, Suite 2130  
Chicago, Illinois 60604  
Telephone: (312) 793-4120

G) Related rulemakings and other pertinent information: No other information is available as of the date of this notice.



JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY  
SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of August 1, 1995 through August 7, 1995, and have been scheduled for review by the Committee at its August 15, 1995 or September 12, 1995 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield, IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
9/16/95	Department of Public Aid, Aid to Families with Dependent Children (89 Ill Adm Code 112)	5/5/95 19 Ill Reg 6257	8/15/95
9/20/95	Department of Public Aid, Medical Payment (89 Ill Adm Code 140)	4/14/95 19 Ill Reg 5397	9/12/95

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**SECRETARY OF STATE**

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Index Department

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Springfield, IL 62756

